

1
2 THE UNITED STATES PATENT AND TRADEMARK OFFICE

3 _____
4 BEFORE THE PATENT TRIAL AND APPEAL BOARD

5 _____
6 COALITION FOR AFFORDABLE DRUGS VIII LLC

7 Petitioner

8 v.

9 THE TRUSTEES OF THE UNIVERSITY OF PENNSYLVANIA

10 Patent Owner

11 _____
12 Case IPR2015-01835 & IPR2015-01836

13 U.S. Pat. No. 7,932,268

14 _____
15 VIDEOTAPED DEPOSITION

16 OF

17 S. DAVID KIMBALL, PH.D.

18 New York, New York

19 Monday, July 11, 2016
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22
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24 Reported by:

ANNETTE ARLEQUIN, CCR, RPR, CRR, CLR

25 JOB NO. 109962

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July 11, 2016

9:03 a.m.

Videotaped deposition of S. DAVID
KIMBALL, Ph.D., held at the offices of
GOODWIN PROCTER, 620 Eighth Avenue, New
York, New York, pursuant to Notice, before
Annette Arlequin, a Certified Court
Reporter, a Registered Professional
Reporter, a Certified LiveNote Reporter, a
Certified Realtime Reporter, and a Notary
Public of the State of New York.

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A P P E A R A N C E S :

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BY: WILLIAM JAMES, ESQ.

ERIC ROMEO, ESQ.

1 S. David Kimball, Ph.D.

2 S. D A V I D K I M B A L L, P.h.D., called as
3 a witness, having been duly sworn by a
4 Notary Public, was examined and testified
5 as follows:

6 EXAMINATION BY

7 MR. CASIERI:

8 Q. Good morning.

9 A. Good morning.

10 Q. My name is Chris Casieri. I
11 represent the petitioner in these two
12 proceedings.

13 Can you just state your name for the
14 record?

15 A. Yes. David Kimball.

16 Q. And you're aware that you are here
17 for two different proceedings, correct?

18 A. That's correct.

19 Q. And you submitted -- we'll get to
20 that. A couple ground rules.

21 You've had your deposition taken
22 before, correct?

23 A. Yes, but mostly for personnel
24 matters.

25 Q. Okay. Just by way of reminder, I'm

1 S. David Kimball, Ph.D.
2 going to ask you questions and you'll give
3 answers.

4 The court reporter will take down the
5 answers. She can only take down your verbal
6 responses so if you could try and keep your
7 responses to verbal instead of shaking your head
8 or yeahs and nahs. We appreciate that.

9 And then if my questions, if you
10 don't understand a question, just ask me, let me
11 know and I'll try and clarify the question and
12 rephrase it, okay?

13 A. Yes, I understand.

14 Q. I'm going to hand you what's been
15 marked Penn Exhibit 2025.

16 A. Okay. Thank you.

17 Q. And if you can just turn to the back
18 of that and just confirm that that's your
19 signature.

20 A. Yes, that is my signature.

21 Q. Page 72?

22 A. Yes.

23 Q. I'm going to hand you a second
24 document titled "Declaration of Dr. S. David
25 Kimball, Ph.D.," Penn Exhibit 2025 and the IPR

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