

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

MODERNA THERAPEUTICS, INC.,
Petitioner,

v.

PROTIVA BIOTHERAPEUTICS, INC.,
Patent Owner.

Case No. IPR2018-00739
Patent No. 9,364,435

MODERNA THERAPEUTICS, INC.'S
NOTICE OF DEPOSITION OF DR. DAVID H. THOMPSON

Mail Stop: PATENT BOARD
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 42.53, Petitioner Moderna Therapeutics, by and through their attorneys, will conduct cross-examination by deposition of Dr. David Thompson. Dr. Thompson's deposition will take place commencing at 9:00 AM (local time) on February 4 and February 5, 2019, at the offices of Wilson Sonsini Goodrich & Rosati, 701 Fifth Ave., Ste. 5100, Seattle, WA 98104-7036. Counsel for Patent Owner has represented that Dr. Thompson will appear at the location indicated above on February 4 and 5, 2019, and does not object to the filing of this notice within ten business days of the deposition.

The cross-examination of Dr. Thompson will be taken before a Notary Public or other officer authorized by law to administer oaths. The deposition will be recorded using stenographic means with real-time transcription. The arrangements for the reporter will be made by counsel for Protiva.

Dated: January 30, 2019

Respectfully submitted,

/Michael R. Fleming/

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CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. section 42.6, that on January 30, 2019, a complete copy of the foregoing is being served via electronic mail upon the following:

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