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

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MODERNA THERAPEUTICS, INC.,

 Petitioner,

 No. IPR 2018-00680
VS. No. IPR2018-00739

PROTIVA BIOTHERAPEUTICS, INC.,

 Patent Owner.

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DEPOSITION
OF
ANDREW S. JANOFF
Friday, April 5, 2019
102 Carnegie Center
Princeton, New Jersey

Reported by:
AYLETTE GONZALEZ, RPR, CLR, CCR
JOB NO. 158747

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DATE: April 5, 2019

TIME: 10:00 a.m.

Deposition of ANDREW S. JANOFF,
held at the offices of Hyatt Regency
Princeton, 102 Carnegie Center, Princeton,
New Jersey 08540, pursuant to NOTICE,
before AYLETTE GONZALEZ, a Registered
Professional Reporter, Certified LiveNote
Reporter, Certified Court Reporter and
Notary Public of the States of New York and
New Jersey.

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

IRELL & MANELLA

Counsel for Petitioner

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WILSON SONSINI GOODRICH & ROSATI

Counsel for Patent Owner

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BY: MICHAEL ROSATO, ESQ.

BY: LORA GREEN, JD, Ph.D.

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A N D R E W S . J A N O F F ,
called as a witness, having been
duly sworn by a Notary Public,
was examined and testified as
follows:

EXAMINATION BY

MR. ROSATO:

Q. Good morning, Dr. Janoff.

A. Good morning.

Q. Could you please state your full
name for the record.

A. Andrew S. Janoff.

MR. ROSATO: And while we're at
it, let's make appearances.

Mike Rosato at Wilson Sonsini on
behalf of Patent Owner, Protiva.

MS. GREEN: Lora Green, Wilson
Sonsini.

MR. WELLS: Maclain Wells of
Irell & Manella on behalf of
Petitioner.

BY MR. ROSATO:

Q. Dr. Janoff, you were previously
deposed in this case, so you have some idea

1 ANDREW S. JANOFF (4/5/19)

2 how depositions work. That being said, let's
3 quickly go through a few of the ground rules
4 just as a brief reminder.

5 First, you understand that you're
6 providing testimony under oath and you're
7 expected to tell the truth?

8 A. Yes.

9 Q. Is there any reason that you cannot
10 provide complete and accurate testimony today?

11 A. No.

12 Q. And do recall if you don't
13 understand a question, you can ask me for
14 clarification rather than the gentleman
15 sitting beside you?

16 A. Yes.

17 Q. And unless you tell me otherwise,
18 I'll assume that you understand the question.
19 Okay?

20 A. That's fine.

21 Q. And remember to please provide
22 verbal answers to questions rather than
23 nodding or shaking heads so the court reporter
24 can pick up the response.

25 A. Yes.

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