Paper No. 5 Filed: December 18, 2019

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMNEAL PHARMACEUTICALS LLC, Petitioner,

v.

CUBIST PHARMACEUTICALS LLC, Patent Owner.

Case IPR2020-00193 Patent 9,138,456

POWER OF ATTORNEY PURSUANT TO 37 C.F.R. § 42.10(b)



Patent Owner and real party-in-interest Cubist Pharmaceuticals LLC and real parties-in-interest Merck & Co., Inc. and Merck Sharpe & Dohme Corp. hereby appoint Raymond N. Nimrod (Reg. No. 31,987) of Quinn Emanuel Urquhart & Sullivan, LLP as lead counsel and Matthew A. Traupman (Reg. No. 50,832), Amanda K. Antons (Reg. No. 65,236), and Allyson E. Parks (Reg. No. 73,335) of Quinn Emanuel Urquhart & Sullivan, LLP to prosecute *Inter Partes* Review No. IPR2020-00193, concerning U.S. Patent No. 9,138,456 before the Patent Trial and Appeal Board in the United States Patent and Trademark Office, and to transact all business connected therewith.

The undersigned is authorized to sign this Power of Attorney on behalf of Patent Owner and real party-in-interest Cubist Pharmaceuticals LLC and real parties-in-interest Merck & Co., Inc. and Merck Sharpe & Dohme Corp.

Date: 12/17/2019 For: Cubist Pharmaceuticals LLC, Merck & Co., Inc., and Merck Sharpe & Dohme Corp.

Signature:

Print Name: <u>Gerard M. Devlin, Jr.</u>

Title: <u>Managing Counsel</u>