

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUN PHARMACEUTICAL INDUSTRIES LTD.
Petitioner,

v.

MERCK SHARP & DOHME CORP.
Patent Owner.

Case IPR2020-01072
Patent No. 7,326,708

DECLARATION OF DR. STEVEN W. BALDWIN, PH.D.

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Submitted Electronically via the PTAB E2E System.

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I, Steven W. Baldwin, Ph.D., do hereby declare and state as follows:

1. I have been asked to provide testimony as to what one of ordinary skill in the art would have understood with respect to the patent at issue and various prior art discussed herein. I provide this testimony below:

I. INTRODUCTION

2. I am over the age of 18 and otherwise competent to make this Declaration.

3. I have been retained on behalf of Petitioner Sun Pharmaceutical Industries Ltd., for the above-captioned *inter partes* review (“IPR”). I am being compensated for my time in connection with this IPR at my standard consulting rate, which is \$500 per hour. My compensation does not depend in any way on the outcome of the IPR.

4. It is my understanding that the Petition for *Inter Partes* Review in this matter (the “Petition”) involves U.S. Patent No. 7,326,708 (“the ’708 patent”) (EX1001).

5. The ’708 patent names Stephen Howard Cypes, Alex Minhua Chen, Russell R. Ferlita, Karl Hansen, Ivan Lee, Vicky K. Vydra, and Robert M. Wenslow, Jr. as the purported inventors.

6. For the purposes of this declaration, I have been told to assume the relevant priority date of the ’708 patent is June 24, 2003—the filing date of U.S.

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