

Filed: May 3, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TWI PHARMACEUTICALS INC.,

Petitioner,

v.

MERCK SERONO SA,

Patent Owner.

IPR2023-00049 (Patent 7,713,947 B2)

IPR2023-00050 (Patent 8,377,903 B2)¹

Before ULRIKE W. JENKS, ZHENYU YANG and TINA HULSE,
Administrative Patent Judges.

JENKS, *Administrative Patent Judge.*

**PETITIONER'S NOTICE OF DEPOSITION OF
FRED D. LUBLIN, M.D.**

¹ The identical paper is filed in each proceeding identified in the caption.

Pursuant to 37 C.F.R. § 42.53, Petitioner TWi Pharmaceuticals Inc. (“Petitioner”), by and through its attorneys, hereby provides notice that it will conduct cross-examination by deposition of Fred D. Lublin, M.D. The deposition will be recorded stenographically and will be taken before a court reporter, notary public, or other person authorized by law to administer oaths.

The deposition of Dr. Lublin will take place beginning at 9:00 AM ET, May 27, 2024, at Ellen Grauer Court Reporting Co., LLC, a US Legal Support Company, 90 Broad Street, Suite 603, New York, NY 10004, or at such other time and place mutually agreed upon by the parties.

Respectfully submitted,

May 3, 2024

/Philip D. Segrest, Jr./

Philip D. Segrest, Jr. (Reg. No. 39,021)
philip.segrest@huschblackwell.com
Lead Counsel for Petitioner

Nathan P. Sportel
Stephen R. Howe
Don J. Mizerk (admitted *pro hac vice*)
Backup Counsel for Petitioner
HUSCH BLACKWELL LLP
120 South Riverside Plaza, Suite 2200
Chicago, IL 60606
Tel. 312-655-1500
Fax. 312-644-1501

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.105, Petitioner certifies that the foregoing document was served via electronic mail to the attorneys of record in this proceeding at the following:

Emily R. Whelan (Reg. No. 50,391)
Emily.Whelan@wilmerhale.com
Deric X. Geng, Ph.D. (Reg. No. 73,434)
Deric.Geng@wilmerhale.com
Cindy Kan (Reg. No. 76,385)
Cindy.Kan@wilmerhale.com

WILMER CUTLER PICKERING HALE AND DORR LLP
60 State Street
Boston, MA 02109

Counsel for Patent Owner

May 3, 2024

/Philip D. Segrest, Jr./

Philip D. Segrest, Jr. (Reg. No. 39,021)
philip.segrest@huschblackwell.com
Lead Counsel for Petitioner

Nathan P. Sportel
Stephen R. Howe
Don J. Mizerk (admitted *pro hac vice*)
Backup Counsel for Petitioner
HUSCH BLACKWELL LLP
120 South Riverside Plaza, Suite 2200
Chicago, IL 60606
Tel. 312-655-1500
Fax. 312-644-1501