

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APOTEX INC.,
Petitioner

v.

CELGENE CORPORATION,
Patent Owner

Case IPR2023-00512
U.S. Patent No. 8,846,628

**PETITIONER'S NOTICE OF DEPOSITION
OF JEFFREY ETTER, PH.D.**

Please take notice that pursuant to 37 C.F.R. § 42.53, Petitioner, Apotex, Inc., by and through its undersigned counsel, will take the deposition of Patent Owner, Celgene Corporation's declarant, Jeffrey Etter, Ph.D., via remote deposition. The deposition will be taken virtually on **December 14, 2023**, commencing at 9:00 a.m. (Eastern), and will proceed for 7 hours on the record. The deposition will be recorded by stenographic means by a court reporter licensed to administer oaths, arranged for by Petitioner's counsel, and may be video-recorded. The parties conferred and agreed upon a remote deposition conducted on this date.

Petitioner intends to use Huesby Global Litigation ("Huesby") as the virtual deposition platform and reserves the right to conduct this deposition utilizing a paperless exhibit display process provided and supported by Huesby. Certain exhibits used during the deposition may not be provided in paper form, but will only be provided electronically to the witness through Huesby's remote deposition platform and/or by email.

Respectfully submitted,

Date: November 15, 2023

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CERTIFICATE OF SERVICE

I hereby certify that on November 15, 2023, I caused a true and correct copy of the foregoing Petitioner's Notice of Deposition of Jeffrey Etter, Ph.D. to be served via e-mail on the following counsel of record:

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