

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KVK-TECH, INC. and
FLAT LINE CAPITAL, LLC,
Petitioners,

v.

SILVERGATE PHARMACEUTICALS, INC.,
Patent Owner.

Case PGR2017-00039
Patent 9,463,183

SILVERGATE'S SECOND NOTICE OF DEPOSITION
OF ARTHUR H. KIBBE, PH.D.

Pursuant to 37 C.F.R. § 42.53, Patent Owner Silvergate Pharmaceuticals, Inc. ("Silvergate"), by and through its attorneys, will conduct examination by deposition of Arthur H. Kibbe, Ph.D. The deposition has been rescheduled in light of a pending request for adverse judgment. The parties may need to again reschedule or cancel the deposition depending on the status of the request for adverse judgment as deposition approaches.

Dr. Kibbe's deposition will take place commencing at 9:00AM (local time) on May 1, 2018, continuing day-to-day if necessary, at the offices of Wilson Sonsini Goodrich & Rosati, 1301 Avenue of the Americas, 40th Floor, New York, NY 10019. The deposition will be taken before a Notary Public or other officer authorized by law to administer oaths and will be recorded by stenographic means. The arrangement for the reporter will be made by counsel for the Patent Owner.

Respectfully submitted,

Dated: 11 April 2018

/ Richard Torczon /
Richard Torczon, Counsel for Silvergate
Reg. No. 34,448

I. SERVICE CERTIFICATION

By consent (Paper 1 at 3), SILVERGATE'S SECOND NOTICE OF DEPOSITION OF ARTHUR H. KIBBE, PH.D. is served via electronic mail to:

Zachary D. Silbersher zsilbersher@kskiplaw.com

Gaston Kroub gkroub@kskiplaw.com

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Respectfully submitted,

Dated: 11 April 2018

/ Richard Torczon /
Richard Torczon, Counsel for Silvergate
Reg. No. 34,448