

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DEXCOM, INC.,
Petitioner,

v.

ABBOTT DIABETES CARE INC.,
Patent Owner.

Case No. IPR2023-01251

U.S. Patent No. 11,298,056

**PATENT OWNER'S UPDATED NOTICE OF DEPOSITION OF
BRIAN D. GROSS**

Due to an unexpected conflict that arose for Patent Owner's counsel, the deposition of Brian D. Gross did not proceed on April 17, 2024 as originally scheduled. Instead, pursuant to 37 C.F.R. § 42.53 and by agreement of the parties, Patent Owner shall conduct cross-examination by deposition of Brian D. Gross on Thursday, May 2, 2024, commencing at 8:00 a.m. Pacific Time and continuing until complete. The deposition will be taken in person at the offices of Klarquist Sparkman, LLP, 121 SW Salmon Street, Suite 1600, Portland, Oregon, 97204 and conducted before an officer authorized by law to administer oaths. It will be recorded using stenographic means pursuant to 37 C.F.R. § 42.53(a).

Dated: April 24, 2024

Respectfully submitted,

/Peter J. McAndrews/

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Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing **Patent Owner's Updated Notice of Deposition of Brian D. Gross** in connection with *Inter Partes* Review IPR2023-01251 was served on April 24, 2024 by electronic mail to the following:

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Dated: April 24, 2024

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