

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

XENCOR, INC.,
Petitioner

v.

MERUS N.V.,
Patent Owner

Case IPR2025-00605
Patent No. 11,926,859

**PETITIONER'S NOTICE OF DEPOSITION OF
BRIAN J. SUTTON, PH.D.**

Pursuant to 37 C.F.R. § 42.53, Petitioner Xencor, Inc. hereby provides notice that it will cross-examine Brian J. Sutton, Ph.D. on March 19, 2026. The cross-examination will begin at 9:00 am ET at Cahill Gordon & Reindel LLP, 32 Old Slip, New York, NY 10005. The Parties have agreed upon this date for Dr. Sutton's deposition for a single-combined deposition in proceedings IPR2025-00604 (U.S. Patent No. 9,358,286) and IPR2025-00605 (U.S. Patent No. 11,926,859), and have further agreed that the transcript of this combined deposition will be admissible in both proceedings.

The cross-examination will take place before a Notary Public or other officer authorized by law to administer oaths. The cross-examination will be recorded using stenographic and/or audio means.

Respectfully submitted,

Dated: February 18, 2026

By: /Naveen Modi/
Naveen Modi (Reg. No. 46,224)
Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify that on February 18, 2026, I caused a true and correct copy of the foregoing Petitioner's Notice of Deposition of Brian J. Sutton, Ph.D. to be served via email on Patent Owner at the following addresses:

Peter J. Armenio (Reg. No. 41,588)
E-mail: parmenio@cahill.com

Colleen Tracy James (Reg. No. 52,295)
E-mail: ctracyjames@cahill.com

Respectfully submitted,

Dated: February 18, 2026

By: /Naveen Modi/
Naveen Modi (Registration No. 46,224)

Counsel for Petitioner