

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCK SHARP & DOHME LLC,
Petitioner

v.

HALOZYME INC.,
Patent Owner

Case IPR2026-00312
U.S. Patent No. 10,865,400

**PATENT OWNER'S NOTICE OF DEPOSITION OF
JAMES NAISMITH, PH.D.**

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Counsel for the parties have conferred and agreed that Patent Owner Halozyme, Inc. (“Patent Owner”) will conduct cross-examination by deposition of Petitioner Merck Sharp & Dohme LLC’s (“Petitioner”) witness at the date and time indicated below.

Date/Time: Saturday, November 7, 2026, at a time to be agreed upon

Declarant’s Name: James Naismith, Ph.D.

Location: SIDLEY AUSTIN LLP
70 St Mary Axe
London EC3A 8BE, United Kingdom

The cross-examination will be recorded stenographically by a court reporter authorized by law to administer oaths. It will also be transcribed by real-time reporting software and may be recorded by video.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX PLLC

/Eldora L. Ellison/

Eldora L. Ellison, Ph.D.
Registration No. 39,967
Lead Counsel for Patent Owner

Date: October 20, 2026

1101 K Street, NW, 10th Floor
Washington, DC 20005
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CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))

I certify that the above-captioned **PATENT OWNER'S NOTICE OF DEPOSITION OF JAMES NAISMITH, PH.D.** was served in its entirety on October 20, 2026, upon the following parties via electronic mail:

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Respectfully submitted,

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