UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MERCK, SHARP & DOHME LLC,
Petitioner

v.

HALOZYME, INC.,
Patent Owner

Case PGR2025-00050
U.S. Patent No. 12,077,791

DECLARATION OF ZACHARIAH SUMMERS
IN SUPPORT OF ADMISSION *PRO HAC VICE*

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Halozyme EX2214
Merck v. Halozyme
PGR2025-00050

I, Zachariah Summers, declare as follows:

1. I am a member in good standing of the Bar of the State of New York (Bar No. 5179601) and Bar of the State of California (Bar No. 255284).

2. I have never been suspended or disbarred from practice before any court or administrative body.

3. I have never been denied when applying to practice law before any court or administrative body.

4. I have never been subject to sanctions or contempt citations imposed by any court or administrative body.

5. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in Part 42 of 37 Code of Federal Regulations.

6. I will be subject to the U.S. Patent and Trademark Office's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

7. In the past three years, I have applied to appear *pro hac vice* before the Office in IPR2023-00442; IPR2023-00739; IPR2023-00884; and Patent Interference No. 106,115. The most recent prior proceeding in which I was recognized *pro hac vice* by order of the Patent Trial and Appeal Board is IPR2023-

00739. *See* IPR2023-00739, Paper 27 (issued January 19, 2024). I have not subsequently been denied permission to appear *pro hac vice* in a Board proceeding.

8. I am currently back-up counsel for Patent Owner Halozyme Inc. ("Patent Owner") in related proceedings PGR2025-00003, PGR2025-00004, PGR2025-00006, and PGR2025-00009. Patent Owner is concurrently filing Notices of its intent to recognize me as back-up counsel in related proceedings PGR2025-00017, PGR2025-00024, PGR2025-00030, PGR2025-00033, PGR2025-00039, PGR2025-00042, PGR2025-00046, PGR2025-00052, PGR2025-00053, PGR2025-00087, IPR2026-00312, IPR2026-00313, and IPR2026-00314.

9. I am an attorney at Quinn Emanuel Urquhart & Sullivan, LLP and an experienced litigator.

10. I have been practicing law since 2008. I have had extensive experience litigating patent infringement cases over the past sixteen years, including experience drafting pleadings, expert discovery, and specialized patent-related proceedings such as *Markman* briefing and invalidity contentions.

11. Also, I have established familiarity with the subject matter at issue in this proceeding and related co-pending litigation. I have conducted a detailed review of U.S. Patent No. 12,110,520 ("'520 Patent"), the relevant prior art, and the prosecution history and related patents. A significant amount of my time over the past year has been spent working on issues related to the '520 Patent and

related patents. Therefore, I have significant experience with the subject matter of this proceeding.

12. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of 37 C.F.R., and agree to be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.01 et seq., and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Date: 05/04/2026

Respectfully submitted,

By: /*Zachariah Summers*/

Zachariah Summers
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