

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

XENCOR, INC.,
Petitioner

v.

MERUS B.V.,
Patent Owner

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

**PATENT OWNER'S NOTICE OF INTENT
TO DESIGNATE A PROVISIONALLY RECOGNIZED
PTAB ATTORNEY AS BACK-UP COUNSEL UNDER 37 C.F.R. § 42.10(c)**

Pursuant to 37 C.F.R. § 42.10(c), Patent Owner Merus B.V. hereby gives notice of its intent to designate provisionally recognized PTAB attorney Daniel P. Margolis as its back-up counsel in this proceeding.

Pursuant to 37 C.F.R. § 42.10(c)(2)(ii)(B), this Notice is accompanied by the Declaration of Daniel P. Margolis (Exhibit 2020), in which Mr. Margolis attests to satisfying all requirements set forth by the Board for *pro hac vice* recognition of a provisionally recognized PTAB attorney and agrees to be subject to the USPTO Rules of Professional Conduct set forth in §§ 11.101 *et seq.* of Title 37 of the Code of Federal Regulations and disciplinary jurisdiction under § 11.9(a) of the same.

I. STATEMENT OF FACTS SHOWING MR. MARGOLIS'S ELIGIBILITY FOR AUTOMATIC *PRO HAC VICE* ADMISSION AS BACK-UP COUNSEL

In accordance with 37 C.F.R. § 42.10(c), a party may designate as back-up counsel during a proceeding “[a]ny counsel who is not a registered practitioner, who has been previously recognized *pro hac vice* in a Board proceeding, and who has not subsequently been denied permission to appear *pro hac vice* in a Board proceeding.” 37 C.F.R. § 42.10(c)(2)(i).

Patent Owner sets forth these facts in support of this Notice:

1. Lead counsel for Patent Owner in this matter, Elizabeth J. Holland, is a registered practitioner (Reg. No. 47,657).

2. The most recent proceedings in which Mr. Margolis was recognized *pro hac vice* by order of the Patent Trial and Appeal Board pursuant to a motion of the type described in 37 C.F.R. § 42.10(c)(1) were IPR2021-01542 and IPR2022-00201. EX2020, ¶ 7. Mr. Margolis has never been denied permission to appear *pro hac vice* in a Board proceeding.

3. Accompanying this Notice is Exhibit 2020, the Declaration of Daniel P. Margolis in Support of Admission *Pro Hac Vice* in this proceeding. In his Declaration, Mr. Margolis attests, among other things, that he satisfies all requirements of the Board for automatic admission *pro hac vice*.

See EX2020 generally; Paper 5 at 5-7; 37 C.F.R. § 42.10(c)(2).

II. CONCLUSION

For the foregoing reasons, Patent Owner gives notice that it intends to designate provisionally recognized PTAB attorney Daniel P. Margolis as back-up counsel in this proceeding.

Dated: March 18, 2026

Respectfully submitted,



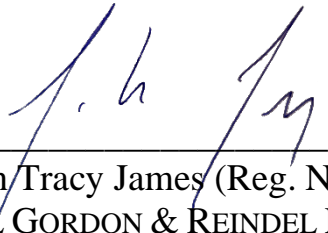
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CERTIFICATE OF SERVICE

The undersigned hereby certifies that pursuant to 37 C.F.R. § 42.6(e), a copy of the foregoing PATENT OWNER'S NOTICE OF INTENT TO DESIGNATE A PROVISIONALLY RECOGNIZED ATTORNEY AS BACK-UP COUNSEL UNDER 37 C.F.R. § 42.10(c) and Exhibit 2020 were delivered via electronic mail on March 18, 2026 to lead and backup counsel of record for the Petitioner as follows:

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Dated: March 18, 2026

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