

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

XENCOR, INC.,
Petitioner

v.

MERUS N.V.,
Patent Owner

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

**DECLARATION OF DANIEL P. MARGOLIS
IN SUPPORT OF ADMISSION *PRO HAC VICE***

I, Daniel P. Margolis, declare as follows:

1. I am a member in good standing of the Bar of the State of New York (Bar No. 4529624).
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 not applied to appear *pro hac vice* before the Office. The most recent prior proceedings in which I was recognized *pro hac vice* by order of the Patent Trial and Appeal Board are IPR2021-01542 and IPR2022-00201. *See* IPR2021-01542, Paper 35 (issued April 15, 2022); IPR2022-

00201, Paper 21 (issued April 15, 2022). I have not subsequently been denied permission to appear *pro hac vice* in a Board proceeding.

8. I am currently a partner at White & Case LLP. In my almost twenty years of practice, I have focused primarily on representing clients in patent litigations involving the chemical arts in the United States district courts, the Court of Appeals for the Federal Circuit, and in the United States International Trade Commission. Through this work, I have gained extensive experience as a litigation attorney, particularly in patent cases.

9. I have substantial familiarity with the subject matter at issue in this proceeding. Petitioners have challenged U.S. Patent No. 11,926,859 (“the ’859 patent”). I have developed a strong familiarity with the ’859 patent, its prosecution history, the general subject matter to which the ’859 patent is directed, and the prior art references relied upon by Petitioners in support of their Papers. Furthermore, I have thoroughly reviewed the Papers submitted in this proceeding, including the Petition, Patent Owner Preliminary Response, Patent Owner Response, and their accompanying exhibits. I have also reviewed the Board’s Institution Decision Granting Institution of *Inter Partes* Review dated September 26, 2025.

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.

Dated: March 12, 2026

Respectfully submitted,

/Daniel P. Margolis/
Daniel P. Margolis
WHITE & CASE LLP
1221 Avenue of the Americas
New York, NY 10020