GIBSON DUNN

Gibson, Dunn & Crutcher LLP

1050 Connecticut Avenue, N.W. Washington, DC 20036-5306 Tel 202.955.8500 www.gibsondunn.com

Mark A. Perry Direct: +1 202.887.3667 Fax: +1 202.530.9696 MPerry@gibsondunn.com

October 28, 2020

VIA ELECTRONIC FILING

The Honorable Scott S. Harris Clerk of Court Supreme Court of the United States One First Street, N.E. Washington, D.C. 20543

Re: United States v. Arthrex, Inc., et al., No. 19-1434 Smith & Nephew, Inc., et al. v. Arthrex, Inc., et al., No. 19-1452 Arthrex, Inc. v. Smith & Nephew, Inc., et al., No. 19-1458

Dear Mr. Harris,

I am counsel of record for Smith & Nephew, Inc. and ArthroCare Corp. ("Smith & Nephew") in the above-referenced cases. Smith & Nephew hereby consents to the timely filing of *amicus curiae* briefs by any person, entity, or organization supporting either party or in support of neither party in these cases, provided that the *amicus curiae* brief otherwise complies with the Rules of this Court.

Respectfully submitted,

Mark A. Perry

cc: Jeffrey B. Wall Counsel for United States Jeffrey A. Lamken Counsel for Arthrex, Inc.