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11	Attorneys for Plaintiff NuVasive, Inc.		
12	UNITED STATES DISTRICT COURT		
13	SOUTHERN DISTRICT OF CALIFORNIA		
14	SAN DIEGO DIVISION		
15	NUVASIVE, INC., a Delaware corporation,) Case No. 18-cv-00347-CAB-MDD	
16	Plaintiff,) DECLARATION OF) CHRISTIANA GARRETT IN	
17	V.) SUPPORT OF NUVASIVE, INC.'S) MOTION TO EXCLUDE	
18		UNTIMELY, UNSUPPORTED, AND IMPROPER EXPERT	
19	ALPHATEC HOLDINGS, INC., a Delaware corporation, and ALPHATEC) OPINIONS	
20	SPINE, INC., a California corporation,) PER CHAMBERS RULES, NO) ORAL ARGUMENT UNLESS	
21	Defendants.) SEPARATELY ORDERED BY THE) COURT	
22			
23) Judge: Hon. Cathy Ann Bencivengo) Courtroom: 4C	
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28	DECLARATION OF GARRETT ISO	18-cv-00347-CAB-MDD	
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1	I, Christiana Garrett, declare the following:	
2	1. I am an attorney at Wilson Sonsini Goodrich & Rosati, counsel for	
3	Plaintiff, NuVasive, Inc. ("NuVasive"). I submit this Declaration in support of	
4	NuVasive's Motion to Exclude Untimely, Unsupported, and Improper Expert	
5	Opinions. I have personal knowledge of the facts set forth herein. I could and	
6	would competently testify to those facts if called upon to do so.	
7	2. Attached hereto as Exhibit 1 is a true and correct copy of excerpts of	
8	Opening Report of Barton L. Sachs, M.D., M.B.A., F.A.C.P.E., F.A.C.H.E., dated	
9	November 20, 2020.	
10	3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts of	
11	the Deposition Transcript of Barton L. Sachs, M.D., M.B.A., F.A.C.P.E.,	
12	F.A.C.H.E., dated January 11, 2021.	
13	4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of	
14	Rebuttal Report of Barton L. Sachs, M.D., M.B.A., F.A.C.P.E., F.A.C.H.E., dated	
15	December 18, 2020.	
16	5. Attached hereto as Exhibit 4 is a true and correct copy of excerpts of	
17	Supplemental Rebuttal Expert Report of Keith R. Ugone, Ph.D., dated December	
18	18, 2020.	
19	6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of	
20	Plaintiff NuVasive, Inc. First Set of Interrogatories (Nos. 1-10), dated April 4,	
21	2018.	
22	7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts of	
23	Plaintiff NuVasive, Inc.'s Third Set of Interrogatories (No. 17) to Defendants,	
24	dated September 24, 2019.	
25		
26		
27		
28	DECLARATION OF GARRETT ISO 1 18-cv-00347-CAB-MDD NUVASIVE'S MOTION TO EXCLUDE	
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1	8. Attached hereto as Exhibit 7 is a true and correct copy of excerpts of	
2	Defendants' Supplemental Responses to Plaintiff NuVasive, Inc.'s Interrogatories	
3	(Nos. 2, 7, 11, and 17), dated November 6, 2020.	
4	9. Attached hereto as Exhibit 8 is a true and correct copy of excerpts of	
5	Rebuttal Expert Report of Keith R. Ugone, Ph.D., dated December 4, 2019.	
6	10. Attached hereto as Exhibit 9 is a true and correct copy of excerpts of	
7	the Deposition Transcript of Mike Aleali, dated October 30, 2020.	
8	I declare under penalty of perjury of the laws of the United States of	
9	America that the foregoing is true and correct. Executed this 26th day of January	
10	2021, in Redlands, California.	
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 4 record, if any to date, who are deemed to have consented to electronic service v 5 the Court's CM/ECF system per Civ.L.R. 5.4(d). Any other counsel of record v 6 be served by electronic mail, facsimile and/or overnight delivery. 7 I declare under penalty of perjury under the laws of the United States of 		
3 document has been served on this date to all current and/or opposing counsel of record, if any to date, who are deemed to have consented to electronic service of the Court's CM/ECF system per Civ.L.R. 5.4(d). Any other counsel of record of be served by electronic mail, facsimile and/or overnight delivery. 7 I declare under penalty of perjury under the laws of the United States of America that the above is true and correct. Executed this 26th day of January 20 in Los Angeles, California. 10 By: /s/ Soo Kim 13 By: /s/ Soo Kim 14 15 15 16 17 18 19 20 21 22 23 24 24 25 25 26 27 28	1	CERTIFICATE OF SERVICE
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