

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CARDIOCOM, LLC.

Petitioner

v.

ROBERT BOSCH HEALTHCARE SYSTEMS, INC.

Patent Owner

CASE IPR: IPR2013-00451

Patent No. 7,587,469

AFFIDAVIT OF BAS DE BLANK

**BOSCH 2006
Cardiocom v Bosch
IPR2013-00451**

1. I, Bas de Blank, am competent to present this affidavit, and have personal knowledge of the facts set forth herein.
2. This affidavit is given in support of Patent Owner Robert Bosch Healthcare Systems, Inc.'s Motion for *Pro Hac Vice* Admission of Bas de Blank.
3. I am a partner at the law firm of Orrick, Herrington & Sutcliffe. I am an experienced litigating attorney and have been a litigating attorney for more than 15 (fifteen) years.
4. I have been litigating patent cases for over 15 (fifteen) years.
5. I have litigated patent cases in the area of computerized information systems, the same subject matter as U.S. Patent No. 7,587,469, at issue in this *inter partes* review proceeding.
6. I have an established familiarity with the subject matter at issue in this proceeding. I am counsel for Bosch in a co-pending district court litigation against Petitioner Cardiocom, LLC ("Cardiocom"). That litigation is captioned *Robert Bosch Healthcare Systems, Inc. v. Cardiocom, LLC*, Civil Action No. 2:13-cv-349 (E.D. Tex.) and involves U.S. Patent No. 7,587,469 also at issue in this *inter partes* review proceeding. As counsel for Bosch, I have been actively involved in preparing the technical aspects of the case relating to infringement and validity of the '469 Patent, including detailed analysis of the '469 Patent and its file history. As such, I have an in-depth familiarity with the '469 Patent and its file

history, as well as the references asserted as prior art by Cardiocom. I also have an in-depth familiarity with Bosch's related U.S. Patent Nos. 7,516,192, 7,921,186, 7,870,249, and their file histories, which are also asserted in this co-pending litigation.

7. I am also counsel for Bosch in a second co-pending district court litigation against Cardiocom. That litigation is captioned *Robert Bosch Healthcare Systems, Inc. v. Cardiocom, LLC*, Case No. 5:12-CV-3864-EJD (N.D. Cal.) and involves U.S. Patent Nos. 6,368,273; 6,968,375; 7,252,636; and 8,140,663, which are related to the patent at issue, and U.S. Patent Nos. 7,941,327 and 8,015,025, which involve similar computerized information systems technology as the '469 Patent.

8. I am a member in good standing of the State Bar of California.

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

10. No court or administrative body has ever denied my application for admission to practice before it.

11. No court or administrative body has ever imposed sanctions or contempt citations on me.

12. 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 Section 37 of the Code of Federal Regulations.

13. I understand that I will be subject to the USPTO 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).

14. I have not applied to appear *pro hac vice* in any other proceedings before the Office in the last three (3) years. I am concurrently applying to appear *pro hac vice* before the Office in the following *inter partes* review proceedings:

Proceeding	U.S. Patent No.
IPR2013-00431	7,921,186
IPR2013-00439	7,769,605
IPR2013-00449	7,840,420
IPR2013-00451	7,587,469
IPR2013-00460	7,870,249
IPR2013-00468	7,516,192
IPR2013-00469	7,516,192

15. 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 were made with the

knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both, under 18 U.S.C. 1001, and may jeopardize the validity of the application or any patent issuing thereon.

/Bas de Blank/
Bas de Blank