

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BOSTON SCIENTIFIC CORPORATION and  
BOSTON SCIENTIFIC SCIMED, INC.  
Petitioners

v.

VASCULAR SOLUTIONS, INC.  
Patent Owner

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Case IPR2014-00759  
Patent 8,142,413

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Date: June 5, 2014

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Before GLENN PERRY,  
*Administrative Patent Judge*

**PATENT OWNER MANDATORY NOTICES**  
***37 C.F.R. § 42.8(a)(2)***

Patent Owner submits the following Mandatory Notice information as required under 37 C.F.R. § 42.8(a)(2), as summarized below, via the Patent Review Processing System (PRPS).

**I. MANDATORY NOTICES (37 C.F.R. § 42.8(a)(2))**

**A. Real Party-In-Interest (37 C.F.R. § 42.8(b)(1))**

The real party-in-interest is the Patent Owner, Vascular Solutions, Inc., as indicated by the assignment recorded on March 9, 2011, at Reel 025923/Frame 0893.

**B. Related Matters (37 C.F.R. § 42.8(b)(2))**

The Patent Owner is presently asserting its U.S. Patent Nos. 8,142,413 ('413 patent), 8,048,032 ('032 patent), and 8,292,850 ('850 patent) against Boston Scientific Corp. in U.S. District Court for the District of Minnesota. The case is entitled *Vascular Solutions, Inc. v. Boston Scientific Corp.*, No. 12-1172 (JRT/SER) (May 16, 2013).

Petitioner has filed five separate petitions seeking review of these patents, as follows: IPR2014-00760 and IPR2014-00761 for the '032 patent; IPR2014-00759 for the '413 patent; and IPR2014-00762 and IPR2014-00763 for the '850 patents.

Patent Owner has filed a reissue application for the '850 patent, Serial No. 14/070161, filed 11/1/2013, and three reissue continuation applications, Serial Nos. 14/195385, 14/195413, and 14/195435, all filed 3/3/2014.

**C. Lead and Back-up Counsel (37 C.F.R. § 42.8(b)(3))**

The Patent Owner designates the following as lead and back-up counsel:

Lead Counsel	Back-up Counsel
Kenneth E. Levitt (Reg. No. 39,747) Dorsey & Whitney LLP 50 South Sixth Street, Suite 1500 Minneapolis, MN 55402 Telephone: (612) 340-2755 Facsimile: (612) 340-2868 Email: <a href="mailto:levitt.kenneth@dorsey.com">levitt.kenneth@dorsey.com</a>	Brad D. Pedersen (Reg. No. 32,432) Patterson Thunte Pedersen, P.A. 80 South Eighth Street, Suite 4800 Minneapolis, MN 55402 Telephone: 612-349-5774 Facsimile: 612-349-9266 Email: <a href="mailto:pedersen@ptslaw.com">pedersen@ptslaw.com</a>

It should be noted that the firm name and address of patent counsel of record were incorrectly identified in the Petition (as “Petersen” instead of “Pedersen”, and in the Notice of Filing Date Accorded (Paper No. 3).

A Power of Attorney appointing the designated counsel as attorneys for the Patent Owner for this *Inter Partes* Review proceeding is submitted herewith.

**D. Service Information (37 C.F.R. § 42.8(b)(4))**

The Patent Owner hereby consents to service by email addressed to lead and back-up counsel at the following email addresses:

[VSI-BSC-IPR@dorsey.com](mailto:VSI-BSC-IPR@dorsey.com) and

[PRPS@ptslaw.com](mailto:PRPS@ptslaw.com)

**II. RESERVATION OF RIGHT TO FILE PRELIMINARY RESPONSE**

Patent Owner explicitly reserves the right to file a Patent Owner Preliminary Response within the three-month time period from the May 15, 2014, filing date that has been accorded for the *Inter Partes* Petition.

Respectfully Submitted,

Dated: June 5, 2014

/Kenneth E. Levitt/  
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## CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the Patent Owner's Power of Attorney was served by emailing Petitioner's counsel at [xBSC\\_VSI\\_IPRService@aporter.com](mailto:xBSC_VSI_IPRService@aporter.com).

Dated: June 5, 2014

/Kenneth E. Levitt/

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