

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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INTUITIVE SURGICAL, INC.,  
Petitioner,

v.

ETHICON LLC,  
Patent Owner

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IPR2018-01247  
U.S. Patent No. 8,479,969

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**DECLARATION OF DR. SHORYA AWTAR**

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## I. INTRODUCTION

1. My name is Dr. Shorya Awtar. I have been retained by counsel for Patent Owner Ethicon LLC (“Ethicon”) in the above captioned *inter partes* review to consult with counsel, review documents, form opinions, prepare expert declarations, and be available to testify as to my opinions.

2. I understand that Petitioner Intuitive Surgical, Inc. (“Intuitive”) has asserted that claims 19-22 and 24-26 of U.S. Patent No. 8,479,969 (the “969 Patent”) are invalid as obvious. I have been asked to give expert opinions and testimony related to the issue of the validity of claims 19-22 and 24-26 of the 969 Patent,<sup>1</sup> including the background of the technology at issue, and the scope and content of the prior art.

3. My opinions are based on reviewing the Petition, Dr. Knodel’s declaration (Ex. 1004), the Patent Owner Response, the transcripts of Dr. Knodel’s depositions, and the relevant portions of all exhibits cited in any of the foregoing documents and this declaration.

4. The opinions I have formed as explained herein are informed by and based on my consideration of the documents listed above, as well as my own

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<sup>1</sup> I understand that challenged claim 23, which relates to Petitioner’s Ground 1, has been disclaimed. *See* Ex. 2002.

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