

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTUITIVE SURGICAL, INC.,
Petitioner,

v.

ETHICON LLC,
Patent Owner.

Case IPR2018-01248
Patent 8,479,969

**DECLARATION OF ROGER A. DENNING IN SUPPORT OF
PETITIONER'S UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION**

I, Roger A. Denning, hereby declare the following:

1. I am a Principal with the law firm of Fish & Richardson P.C.
2. I have been a member in good standing of the Bar of the State of California since 2003 and a member in good standing of the Bar of the State of Arizona since 1997. My California State Bar number is 228998 and my Arizona State Bar number is 18315. I am also admitted to practice before the United States District Court for the Southern District of California since 2003 and the United States District Court for the District of Arizona since 1997.
3. I am an experienced litigation attorney with more than 20 years of experience representing clients in patent cases involving medical devices, software, micro-electronics, and life sciences. I regularly litigate patent cases in federal district courts. Through my experience in patent litigation matters, I have represented clients in many phases of litigation including discovery, *Markman* hearings, trials, and appeals. My biography is attached hereto as Appendix A.
4. I have appeared *pro hac vice* before the Board in the following proceedings; IPR2013-00511, IPR2013-00512, IPR2013-00514, IPR2013-00515, IPR2013-00516, IPR2016-01724, IPR2016-01735, IPR2017-00059, IPR2017-00061, IPR2017-00062, IPR2017-00272, IPR2017-00501, IPR2017-00504, IPR2017-00632, and IPR2017-01789. I am concurrently applying to appear *pro hac*

vice in the following proceedings: IPR2018-01247, IPR2018-01248, and IPR2018-01254.

5. I have not been suspended or disbarred from practice before any court or administrative body.

6. No court or administrative body has denied my admission to practice before then.

7. No sanction or contempt citation has been imposed against me by any court or administrative body.

8. 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 the Code of Federal Regulations.

9. 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).

10. I hereby declare that all statements made herein of my own knowledge are true, all statements made herein 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 are punishable by fine or imprisonment, or both, under 35 U.S.C. § 1001.

Proceeding No.: IPR2018-01248

Attorney Docket: 11030-0049IP9

Respectfully submitted,

Date: Sept. 11, 2019

/Roger A. Denning/

Roger A. Denning

Fish & Richardson P.C.

12390 El Camino Real

San Diego, CA 92130

Tel: 858-678-4784

Email: denning@fr.com

APPENDIX A

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