

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC., AND MEDTRONIC VASCULAR, INC.
Petitioners,

v.

TELEFLEX INNOVATIONS S.A.R.L.
Patent Owner.

DECLARATION OF DEAN PETERSON

I, Dean Peterson, hereby declare and state as follows:

1. I make this Declaration in connection with evidence submitted by Patent Owner in connection with IPRs regarding the following patents: 8,048,032; RE45,380; RE 45,760E; RE45,776; and RE47,379.

2. I began working at Vascular Solutions, Inc. as a Principle Research and Development Engineer in 2005, and I have continued in a similar role to the present day. In 2017, Vascular Solutions, Inc. was acquired by Teleflex Incorporated. In this declaration I refer to Vascular Solutions, Inc. and Teleflex Incorporated collectively as “VSI”.

3. **Exhibit 2002** is a true and correct copy of the only substantive pages of Mr. Sutton’s laboratory notebook 83. Laboratory notebooks, including this laboratory notebook, are maintained in the regular course of VSI’s business.

4. **Exhibit 2003** is a true and correct copy of a February 4, 2005 memo regarding Market Feasibility for the GuideLiner catheters. This memo was from Howard Root, who had contemporaneous knowledge of the information contained therein. The memo was made as a regular practice of developing a product at VSI and was maintained in the regular course of VSI’s business on its network.

5. **Exhibit 2005** is a true and correct copy of a February 11, 2005 to June 30, 2006 spend report relating to the GuideLiner development. The report comes from VSI’s accounting system, which is populated and tracked by VSI personnel

with knowledge of the information contained therein on or near the date expenses are incurred. It is a regular practice of VSI to keep such accounting records related to research and development activities and the records were maintained in the regular course of VSI's business.

6. **Exhibit 2006** is a true and correct copy of an invoice and a packing slip from Microgroup received by VSI, along with the related check voucher from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

7. **Exhibit 2007** is a true and correct copy of an invoice and a packing slip from Microgroup received by VSI, along with the related check voucher from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

8. **Exhibit 2008** are true and correct copies of invoices and a packing slips from Medical Profiles & Engineering received by VSI, along with the related check voucher from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

9. **Exhibit 2009** is a true and correct copy of an invoice and a packing slip from Microgroup received by VSI, along with the related check voucher and email from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

10. **Exhibit 2010** is a true and correct copy of an invoice and a packing slip from Mountain Machine, Inc. received by VSI, along with the related check voucher from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

11. **Exhibit 2011** is a true and correct copy of an invoice and a packing slip from Medical Engineering & Design Inc. received by VSI, along with the related check voucher from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

12. **Exhibit 2013** are a true and correct copies of invoices and a packing slips from SPECTRAlytics received by VSI, along with the related check voucher

from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

13. **Exhibit 2016** is a true and correct copy of an invoice and a delivery note from Medtronic USA Inc received by VSI, along with the related check voucher from VSI related to purchased materials. The records were made as a regular practice of accounting for materials purchased related to VSI development work, and the records were maintained in the regular course of VSI's business at Iron Mountain.

14. **Exhibit 2017** is a true and correct copy of a Memo on Market Feasibility for the GuideLiner catheters. This memo was from Howard Root, who had contemporaneous knowledge of the information contained therein. The memo was made as a regular practice of developing a product at VSI and was maintained in the regular course of VSI's business on its network.

15. **Exhibit 2018** is a true and correct copy of a PowerPoint presentation titled "New Products on the Horizon." The PowerPoint was made by VSI personnel on or near the date in the metadata of the document. The PowerPoint was made as part of the regular practice of preparing for VSI's sales meetings and was maintained in the regular course of VSI's business on its network.

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