	Page 1
UNITED STATES PATENT AND TRADEMARK OF BEFORE THE PATENT TRIAL AND APPEAL BO	-
MEDTRONIC, INC., AND MEDTRONIC	
VASCULAR, INC.,	
Petitioners,	
vs.	
TELEFLEX INNOVATIONS S.A.R.L.,	
Patent Owner.	
IPR2020-00126 (Patent 8,048,032 B2)	
IPR2020-00127 (Patent 8,048,032 B2)	
IPR2020-00128 (Patent RE45,380 E)	
IPR2020-00129 (Patent RE45,380 E) IPR2020-00130 (Patent RE45,380 E)	
IPR2020-00130 (Patent RE45, 380 E) IPR2020-00132 (Patent RE45, 760 E)	
IPR2020-00132 (Patent RE45,760 E)	
IPR2020-00135 (Patent RE45,776 E)	
IPR2020-00136 (Patent RE45,776 E)	
IPR2020-00137 (Patent RE47,379 E)	
IPR2020-00138 (Patent RE47,379 E)	
VIDEOTAPED DEPOSITION OF	
STEVEN ERB	
DATE: October 29, 2020	
TIME: 9:06 a.m. Central Time	
PLACE: Veritext Virtual Videoconference	
REPORTED BY: PAULA K. RICHTER, RMR, CRR	, CRC
(By videoconference)	

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1	APPEARANCES	1		INDEX		
	N BEHALF OF THE PETITIONERS (By videoconference):	2				
3	Ms. Sharon Roberg-Perez, Esq.			STEVEN J. ERB	PAGE:	
4	Mr. Cyrus A. Morton, Esq.	4		ATION BY MS. ROP		
5	Ms. Emily J. Tremblay, Esq.	5	EXAMIN	ATION BY MR. WI	NKELS 8	4
6	ROBINS KAPLAN, LLP	6				
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13				Six photos, VSIMDT		87
14 O	N BEHALF OF THE PATENT OWNER (By videoconference):			Invoice and Check str		
15	Mr. Joseph W. Winkels, Esq.			Drawing of GuideLin		
16	Mr. J. Derek Vandenburgh, Esq.	16 E	EX. 2122	Declaration of Stever	n Erb 33	
17	Ms. Tara C. Norgard, Esq.	17				
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25 (4	APPEARANCES continued on next page)	25				
	Page 3					Page 5
1	APPEARANCES (Continued)	1		PROCEEDI		
2		2		THE VIDEOGRA		
	ALSO PRESENT:			d at 9:06 a.m. To	oday's date is Oc	tober
	Adam Wallin - Videographer		29th, 202			
	Joe Malone - Veritext Concierge	5		This is Media Uni		
	Paul Zalesky			corded deposition	*	
	Greg Smock - Teleflex			a Zoom and taken	•	he
8				er in the matter of		
9			-	ated and Medtron		•
10		10	versus Te	eleflex Innovatior	ns, S.A.R.L., in t	the
11		11	United S	tates Patent and T	Frademark Offic	e before
12		12	the Paten	nt Trial and Appea	al Board; Case N	lumber
13		13	IPR2020			
14		14	Ν	My name is Adam	n Wallin, from th	ne
		15		itext. and I am the	e videographer.	
15						
16			court rep	orter is Paula Ric		rm
16 17		16	Veritext.	oorter is Paula Ric	chter, from the fi	rm
16 17 18		16	Veritext.	orter is Paula Ric	chter, from the fi	rm
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16 17 18 19		16 17 18 19 20	Veritext. V themselv N	oorter is Paula Ric Will counsel pleas yes for the record.	whter, from the fi se identify EREZ: Sharon	
16 17 18 19 20		16 17 18 19 20 21	Veritext. V themselv N Roberg-F	orter is Paula Ric Will counsel pleas yes for the record. MS. ROBERG-PE	chter, from the fi se identify EREZ: Sharon of Petitioner Med	ltronic,
16 17 18 19 20 21		16 17 18 19 20 21 22	Veritext. N themselv N Roberg-H Robins K	orter is Paula Ric Will counsel pleas yes for the record. MS. ROBERG-PE Perez, on behalf o	chter, from the fi se identify EREZ: Sharon of Petitioner Mec are my colleagu	ltronic, es, Cy
16 17 18 19 20 21 22		16 17 18 19 20 21 22 23	Veritext. N themselv N Roberg-F Robins K Morton a	orter is Paula Ric Will counsel pleas res for the record. MS. ROBERG-PE Perez, on behalf o Kaplan. With me	chter, from the fi se identify EREZ: Sharon of Petitioner Meo are my colleagu lay. And on the	ltronic, es, Cy

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Page 6 1 Patent Owner, Joe Winkels with Carlson Caspers.	Page 8 1 Q. Nothing today that would impair your memory?
2 With me from my firm are Derek Vandenburgh and	2 A. No.
3 Tara Norgard. And also on the line is Greg Smock	3 Q. Did you prepare for your deposition today?
4 with Teleflex.	4 A. Yes.
5 THE VIDEOGRAPHER: Will the court	5 Q. How did you prepare?
6 reporter please swear in the witness.	6 A. Had conversations with my lawyer group, and
7 STEVEN J. ERB,	7 they wrote down what I said, and then we went over
8 duly sworn, was examined and testified as follows:	8 that. And that's I guess that's about it.
9 EXAMINATION	9 Q. And so my question is a little more specific.
10 BY MS. ROBERG-PEREZ:	10 You mentioned that you met with your lawyer group
11 Q. Good morning, Mr. Erb. How are you?	11 and they wrote down what you said.
12 A. Good. Good morning to you.	12 A. Yes.
13 Q. Have you ever been deposed before?	13 Q. Setting apart them writing down what you
14 A. I have not.	14 said, did you prepare today specifically or did
15 Q. Have you ever given any testimony under oath?	15 you prepare specifically for this deposition
16 A. No.	16 today?
17 Q. Okay. So you understand that today, you're	17 A. Yes.
18 under oath and that you're required to answer	18 Q. And how did you prepare for this deposition?
19 truthfully?	19 A. They went over my declaration, talked about
20 A. Yes.	20 the timeline. I seen a bunch of documents that
21 Q. Okay. There are some ground rules for every	21 pertained to that timeline. And I guess I
22 deposition. It's important that the court	22 think that's about it.
23 reporter hear any answers to questions you give,	<ul><li>23 Q. So you said you've seen a bunch of documents.</li></ul>
24 so you have to answer audibly and not nod or shake	24 What documents did you see?
25 your head in response.	25 A. I really don't remember. There were so many
Page 7 1 Is that is that understood?	Page 9 1 of them, I really couldn't say.
2 A. Yes.	2 Q. When did you see these documents?
3 Q. And it's important that you and I don't talk	3 A. It could have been last week.
4 over each other, which is a little hard to manage	4 Q. And you said you really can't remember
5 on Zoom, but I will do so so please wait	5 because there were so many of them. Do you
6 until I finish my question before you answer, and	6 remember do you remember what types of
7 I'll do my best to wait until you've finished your	7 documents you saw?
8 answer before I ask my next question.	8 A. Yes. Some were prints. Most of them were
9 Is that clear?	9 purchase orders.
10 A. Yes.	10 Q. When you say "prints," prints of what?
11 Q. And if I ask a question that you don't	11 A. Parts of the GuideLiner.
12 understand, please let me know, and I'll do my	12 Q. So anything did you see any documents
13 best to rephrase.	13 besides invoices and prints that were parts of the
14 Is that understood?	14 GuideLiner?
15 A. Yes.	15 A. No.
16 Q. We will take breaks during the day. If you	16 Q. Okay. Aside from discussions with counsel,
17 need a break, just let me know. But before we	17 have you discussed with anyone your deposition?
18 take a break, I'm going to ask that you answer any	18 A. No.
19 question that's pending.	19 Q. Okay. I understand that currently, you're a
20 Is that understood?	20 technologist?
21 A. Yes.	21 MS. ROBERG-PEREZ: I'm sorry. Did
22 Q. Is there any reason today, such as illness or	22 someone say something?
23 medication, that you're not able to testify fully	23 MR. WINKELS: Derek, I think you
24 and accurately?	24 came off mute somehow.
-	25 MS. ROBERG-PEREZ: Okay.
25 A. No.	

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_	Page 10		Page
	WINKELS: Sorry.		Solutions
	ROBERG-PEREZ: No worries.		A. Yes.
	BERG-PEREZ:		Q besides what titles were those?
	currently, you're a technologist in		A. That was same thing, senior technologist.
-	up in Teleflex's interventional		Q. Okay. Any other positions besides senior
6 business unit	, right?		technologist and technician?
7 A. Correct.			A. No.
	ve held that position since Teleflex	8	Q. When you started at Vascular Solutions in
-	cular Solutions in 2016?	9	late 2004, who to whom did you report?
10 A. Yes.		10	A. Jeff Welch.
11 Q. And before	re that, I understand that you were a	11	Q. Anybody besides Jeff Welch?
12 technician at	Vascular Solutions?	12	A. Above him was Gregg Sutton.
13 A. Yes.		13	Q. Anybody besides Mr. Welch and Mr. Sutton?
14 Q. And is it of	correct that you started there in	14	A. No.
15 2005?		15	Q. And during your time at Vascular Solutions,
16 A. Late 2004	4.	16	did you report to anybody else besides Mr. Welch
17 Q. Now, bef	ore you started working at Teleflex,	17	and Mr. Sutton?
18 did you know	anybody there?	18	A. My whole time at Vascular Solutions?
19 A. No.			Q. Yes.
20 O. Okay. A	nd before you worked at Teleflex,		A. Yes. We had management change, so John
21 where did yo	-		Bridgeman would have been later.
	at a company called Raymedica.		Q. Anybody else besides John Bridgeman?
	had you worked there?		A. Not under Vascular Solutions.
24 A. Seven yea	-		Q. Okay. And during your time at Vascular
-			Solutions, was there anybody who reported to you?
	Page 11		Page
1 A. I worked at	-	1	A. No.
:			
2 Q. Can you sp	ell that?	2	Q. I'd like to understand your education
	ell that? on is L-A-K-E, R-E-G-I-O-N.		Q. I'd like to understand your education background. When did you graduate from high
3 A. Lake Regio		3	
<ul><li>3 A. Lake Region</li><li>4 Q. And before</li></ul>	on is L-A-K-E, R-E-G-I-O-N.	3 4	background. When did you graduate from high
<ul><li>3 A. Lake Region</li><li>4 Q. And before</li></ul>	on is L-A-K-E, R-E-G-I-O-N. 2 Lake Region, where did you work? g back quite a ways. I think it	3 4 5	background. When did you graduate from high school?
<ul><li>3 A. Lake Region</li><li>4 Q. And before</li><li>5 A. That's goin</li><li>6 was Robbins M</li></ul>	on is L-A-K-E, R-E-G-I-O-N. • Lake Region, where did you work? g back quite a ways. I think it Jyers.	3 4 5 6	background. When did you graduate from high school? A. 1972.
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. E Lake Region, where did you work? g back quite a ways. I think it Myers. ack to your work at Vascular	3 4 5 6 7	<ul><li>background. When did you graduate from high school?</li><li>A. 1972.</li><li>Q. Did you earn a degree after high school?</li></ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at the</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. Lake Region, where did you work? g back quite a ways. I think it Ayers. ack to your work at Vascular the time that it was acquired, you	3 4 5 6 7 8	<ul><li>background. When did you graduate from high school?</li><li>A. 1972.</li><li>Q. Did you earn a degree after high school?</li><li>A. Yes. A vocational college degree in toolmaking.</li></ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at the</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. E Lake Region, where did you work? g back quite a ways. I think it Myers. ack to your work at Vascular	3 4 5 6 7 8 9	<ul><li>background. When did you graduate from high school?</li><li>A. 1972.</li><li>Q. Did you earn a degree after high school?</li><li>A. Yes. A vocational college degree in toolmaking.</li><li>Q. And when did you earn that degree?</li></ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at the</li> <li>9 were by Tele</li> <li>10 A. Correct.</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. e Lake Region, where did you work? g back quite a ways. I think it Ayers. ack to your work at Vascular he time that it was acquired, you eflex, you were a technician, right?	3 4 5 6 7 8 9 10	<ul><li>background. When did you graduate from high school?</li><li>A. 1972.</li><li>Q. Did you earn a degree after high school?</li><li>A. Yes. A vocational college degree in toolmaking.</li><li>Q. And when did you earn that degree?</li><li>A. 1974, I believe.</li></ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at th</li> <li>9 were by Tele</li> <li>10 A. Correct.</li> <li>11 Q. Was the text</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. e Lake Region, where did you work? g back quite a ways. I think it Myers. ack to your work at Vascular the time that it was acquired, you eflex, you were a technician, right?	3 4 5 6 7 8 9 10 11	<ul> <li>background. When did you graduate from high school?</li> <li>A. 1972.</li> <li>Q. Did you earn a degree after high school?</li> <li>A. Yes. A vocational college degree in toolmaking.</li> <li>Q. And when did you earn that degree?</li> <li>A. 1974, I believe.</li> <li>Q. Okay. Apart from that degree, any other</li> </ul>
<ul> <li>3 A. Lake Regional</li> <li>4 Q. And before</li> <li>5 A. That's goinal</li> <li>6 was Robbins Marcon</li> <li>7 Q. So going bases</li> <li>8 Solutions, at the</li> <li>9 were by Teles</li> <li>10 A. Correct.</li> <li>11 Q. Was the test</li> <li>12 position sorr</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. E Lake Region, where did you work? g back quite a ways. I think it Myers. ack to your work at Vascular the time that it was acquired, you effex, you were a technician, right? chnician position the most recent y, strike that.	3 4 5 6 7 8 9 10 11 12	<ul> <li>background. When did you graduate from high school?</li> <li>A. 1972.</li> <li>Q. Did you earn a degree after high school?</li> <li>A. Yes. A vocational college degree in toolmaking.</li> <li>Q. And when did you earn that degree?</li> <li>A. 1974, I believe.</li> <li>Q. Okay. Apart from that degree, any other degree any other degrees?</li> </ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going bits</li> <li>8 Solutions, at the</li> <li>9 were by Teles</li> <li>10 A. Correct.</li> <li>11 Q. Was the teat</li> <li>12 position sorred</li> <li>13 Did you</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. e Lake Region, where did you work? g back quite a ways. I think it Ayers. ack to your work at Vascular the time that it was acquired, you effex, you were a technician, right? chnician position the most recent y, strike that. u hold any other position at	3 4 5 6 7 8 9 10 11 12 13	<ul> <li>background. When did you graduate from high school?</li> <li>A. 1972.</li> <li>Q. Did you earn a degree after high school?</li> <li>A. Yes. A vocational college degree in toolmaking.</li> <li>Q. And when did you earn that degree?</li> <li>A. 1974, I believe.</li> <li>Q. Okay. Apart from that degree, any other degree any other degrees?</li> <li>A. No.</li> </ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at the</li> <li>9 were by Tele</li> <li>10 A. Correct.</li> <li>11 Q. Was the ted</li> <li>12 position sorr</li> <li>13 Did yoo</li> <li>14 Vascular Solution</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. a Lake Region, where did you work? g back quite a ways. I think it Ayers. ack to your work at Vascular the time that it was acquired, you eflex, you were a technician, right? chnician position the most recent ty, strike that. bu hold any other position at ions besides technician?	3 4 5 6 7 8 9 10 11 12 13 14	<ul> <li>background. When did you graduate from high school?</li> <li>A. 1972.</li> <li>Q. Did you earn a degree after high school?</li> <li>A. Yes. A vocational college degree in toolmaking.</li> <li>Q. And when did you earn that degree?</li> <li>A. 1974, I believe.</li> <li>Q. Okay. Apart from that degree, any other degree any other degrees?</li> <li>A. No.</li> <li>Q. Have you had any specialized training related</li> </ul>
<ul> <li>3 A. Lake Region</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at th</li> <li>9 were by Tele</li> <li>10 A. Correct.</li> <li>11 Q. Was the teat</li> <li>12 position sorr</li> <li>13 Did yoo</li> <li>14 Vascular Solut</li> <li>15 A. In case weight</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. e Lake Region, where did you work? g back quite a ways. I think it Ayers. ack to your work at Vascular the time that it was acquired, you eflex, you were a technician, right? chnician position the most recent y, strike that. bu hold any other position at ions besides technician? what time what time frame?	3 4 5 6 7 8 9 10 11 12 13 14 15	<ul> <li>background. When did you graduate from high school?</li> <li>A. 1972.</li> <li>Q. Did you earn a degree after high school?</li> <li>A. Yes. A vocational college degree in toolmaking.</li> <li>Q. And when did you earn that degree?</li> <li>A. 1974, I believe.</li> <li>Q. Okay. Apart from that degree, any other degree any other degrees?</li> <li>A. No.</li> <li>Q. Have you had any specialized training related to your work at Vascular Solutions?</li> </ul>
<ul> <li>3 A. Lake Regio</li> <li>4 Q. And before</li> <li>5 A. That's goin</li> <li>6 was Robbins M</li> <li>7 Q. So going be</li> <li>8 Solutions, at th</li> <li>9 were by Tele</li> <li>10 A. Correct.</li> <li>11 Q. Was the teo</li> <li>12 position sorr</li> <li>13 Did yo</li> <li>14 Vascular Solut</li> <li>15 A. In case w</li> <li>16 Q. Any time for</li> </ul>	on is L-A-K-E, R-E-G-I-O-N. e Lake Region, where did you work? g back quite a ways. I think it Myers. ack to your work at Vascular the time that it was acquired, you eflex, you were a technician, right? chnician position the most recent y, strike that. u hold any other position at ions besides technician? what time what time frame? rame at all.	3 4 5 6 7 8 9 10 11 12 13 14 15 16	<ul> <li>background. When did you graduate from high school?</li> <li>A. 1972.</li> <li>Q. Did you earn a degree after high school?</li> <li>A. Yes. A vocational college degree in toolmaking.</li> <li>Q. And when did you earn that degree?</li> <li>A. 1974, I believe.</li> <li>Q. Okay. Apart from that degree, any other degree any other degrees?</li> <li>A. No.</li> <li>Q. Have you had any specialized training related to your work at Vascular Solutions?</li> <li>A. No.</li> </ul>
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1 A. First started at Vascular.	<ol> <li>would you do with that part next?</li> <li>A. I would bring it, show it to the person</li> </ol>
2 Q. Do you did you also machine parts when you 3 started at Vascular?	3 that that had asked for that.
4 A. Yes.	4 Q. Would you inspect it yourself?
5 Q. Okay. What's the first step that you take	5 A. Yes.
6 when machining a new part?	6 Q. Would you ever take measurements of the part
<ul><li>7 A. Well, a usually, a sketch or a print is</li></ul>	7 you machined?
8 done or maybe a verbal instruction. And then I	8 A. Yes.
9 would procure the material to make the part or	9 Q. Would you ever write those measurements dow
10 or fixture and then look at it and see what kind	10 anywhere?
11 of tooling I would need, cutters and machine that	11 A. No.
12 would be required to finish that part.	12 Q. So you would take measurements. What was the
13 Q. So you said "usually a sketch or print." Is	13 purpose of taking measurements?
14 this a sketch or print that is provided to you?	14 A. To be sure that it had met the print or
15 A. Yes.	15 specifications that were required.
16 Q. And you said sometimes verbal instructions.	16 Q. Did you ever take photographs of any of the
17 A. Yes.	17 parts that you machined?
18 Q. What percentage of the time are you given a	18 A. No.
19 sketch or print?	19 Q. So in your declaration, you stated that you
20 A. Are you talking present tense or past tense?	20 assist engineers with projects. What types of
21 Q. Let's start now, today, present tense. About	21 projects?
22 what percentage of the time do you start or	22 A. Whatever is required. Whatever the
23 machine a part with a with a sketch or print?	23 engineer there might be some tooling or, you
24 A. Probably 90 percent of the time.	24 know, machining a piece or a part that is
25 Q. So let's now I'd like to ask about the	25 necessary for for a project.
<ul> <li>4 sketch or print?</li> <li>5 A. When I started, yeah, probably more</li> <li>6 probably 75/25 maybe, I would say.</li> <li>7 Q. Does that mean 75 percent of the time you</li> <li>8 would start with a sketch or print and 25 percent</li> <li>9 of the time you would not?</li> <li>10 A. Yes.</li> <li>11 Q. And when you started with a sketch or print,</li> <li>12 were those sketches or prints something things</li> <li>13 that you would keep?</li> <li>14 A. Please repeat that.</li> <li>15 Q. Are sketches and prints that you were given</li> <li>16 to machine a part from, are those documents that</li> <li>17 you would keep?</li> <li>18 A. Probably for a period of time, until I no</li> </ul>	<ul> <li>4 something.</li> <li>5 Q. Okay. What do you mean by "to hold</li> <li>6 something"?</li> <li>7 A. You know, maybe an example would be to hold</li> <li>8 like two parts in alignment for bonding or a mold</li> <li>9 to melt something together or something</li> <li>10 something to further a process, I would say.</li> <li>11 Something that would</li> <li>12 Q. Okay. And when you would be asked to do</li> <li>13 tooling, is there anything about that that you</li> <li>14 would write down?</li> <li>15 A. Yes.</li> <li>16 Q. What would you write down?</li> <li>17 A. That might be something that would be a</li> <li>18 verbal instruction I need. An engineer would ask,</li> </ul>
19 longer needed them.	19 I need something that would do this, or help me do
20 Q. What period of time?	20 this, and so I would write that down
21 A. As long as I was working on it, I would keep	21 dimension-wise what what would would do
22 that print. I may keep it for a short time	22 that, what would would fill that need. And
23 afterwards, and then I would usually just dispose	23 then I would
24 of it.	24 Q. Where I'm sorry. I interrupted you.
25 Q. And once a new part had been machined, what	25 A. Yeah. And then I would make that part.

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