

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC., AND MEDTRONIC VASCULAR, INC.,
Petitioner,

v.

TELEFLEX INNOVATIONS S.À.R.L.,
Patent Owner.

Case IPR2020-00128
Patent RE 45,380

**PETITIONERS' UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION OF WILLIAM E. MANSKE UNDER 37 C.F.R. § 42.10(C)**

Pursuant to 37 C.F.R. § 42.10(c) and the Notice of Filing Date Accorded to Petition and Time for Filing Patent Owner Preliminary Response entered on December 9, 2019 (Paper 6) in this proceeding, Petitioners, Medtronic, Inc. and Medtronic Vascular, Inc., respectfully request *pro hac vice* admission of William E. Manske in this proceeding. Petitioners seek Mr. Manske's assistance because of his familiarity with the substantive and technical issues involved in this proceeding. The parties have conferred, and Patent Owner does not oppose this Motion.

1. Statement of Facts

Mr. Manske is an experienced patent litigation attorney, with over nine years of experience in fact and expert discovery, *Markman* hearings, and oral arguments in patent infringement matters before both Federal district courts and the United States Court of Appeals for the Federal Circuit.

Mr. Manske has established familiarity with the subject matter at issue in this proceeding. Robins Kaplan LLP represents Petitioners in this proceeding, and Mr. Manske is actively involved in all aspects of Petitioners' submissions in this proceeding. Mr. Manske is familiar with the patents at issue and with Petitioners' validity challenges. It is Petitioners' wish to have Mr. Manske continue representing them in this matter before the Board. Petitioners have invested significant resources in their validity challenges. The scope of issues

that Petitioners must address following Patent Owner's numerous recent submissions necessitates Mr. Manske's involvement. If this motion was denied, Petitioners would be prejudiced because they would have to undertake the burdensome and costly task of educating another attorney regarding the patent at issue in this proceeding, and the related evidence. Petitioners respectfully request that the Board avoid this prejudice and grant this Motion.

Pursuant to the requirements of 37 C.F.R. § 42.10(c), Cyrus A. Morton, a registered practitioner, will remain as lead counsel in this matter. Mr. Morton—like Mr. Manske—is a partner at Robins Kaplan LLP. Mr. Manske has worked with Mr. Morton on other matters before the Board.

2. Affidavit or Declaration of Individual Seeking to Appear

This Motion for *Pro Hac Vice* Admission is accompanied by the required Declaration of Mr. Manske. In the Declaration of William E. Manske (Ex. 1097), Mr. Manske attests that he has read and will comply with the Patent Office Trial Practice Guide and the Board's Rules of Practice set forth in 35 C.F.R. § 42. Mr. Manske further attests that he agrees to be subject to the USPTO's Rules of Professional Conduct as set forth in 37 C.F.R. §§ 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

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For the foregoing reasons, and in view of the Declaration submitted herewith, Petitioners submit that good cause exists for the *pro hac vice* admission of William E. Manske and respectfully requests that the Board grant this motion.

Dated: October 13, 2020

Respectfully submitted,

/Cyrus A. Morton/
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CERTIFICATE OF SERVICE

I hereby certify that on this October 13, 2020, a copy of **PETITIONERS' UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION OF WILLIAM E. MANSKE UNDER 37 C.F.R. § 42.10(C) and DECLARATION OF WILLIAM E. MANSKE IN SUPPORT OF MOTIONS FOR *PRO HAC VICE* ADMISSION** was served in its entirety by electronic mail on Patent Owner's counsel at the following addresses indicated in Patent Owner's Mandatory Notices:

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Respectfully submitted,

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