

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 EMILY J. TREMBLAY 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 Emily J. Tremblay in this proceeding. Petitioners seek Ms. Tremblay's assistance because of her 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

Petitioners' lead counsel in this proceeding, Cyrus A. Morton, is a registered practitioner. Ms. Tremblay has been a practicing patent litigation attorney for more than three years. Before that, Ms. Tremblay spent four years clerking for federal judges, experiencing fact and expert discovery, dispositive motions, oral arguments, and trial in patent infringement matters.

Ms. Tremblay has established familiarity with the subject matter at issue in this proceeding. She is supporting Petitioners' ongoing work in opposition to the conception and reduction to practice briefing that Patent Owner filed on September 24, 2020, and Petitioners' reply in support of its Petition. 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.

2. Affidavit or Declaration of Individual Seeking to Appear

This Motion for *Pro Hac Vice* Admission is accompanied by the required Declaration of Ms. Tremblay. In the Declaration of Emily J. Tremblay (Ex. 1098), Ms. Tremblay attests that she 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. Ms. Tremblay further attests that she 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).

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 Emily J. Tremblay 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 October 13, 2020, a copy of **PETITIONERS'**
UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION OF EMILY J.
TREMBLAY UNDER 37 C.F.R. § 42.10(C) and DECLARATION OF EMILY
J. TREMBLAY IN SUPPORT OF MOTION FOR *PRO HAC VICE*
ADMISSION have been served by electronic mail to the Patent Owners:

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Respectfully submitted,

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