

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.

Case IPR2020-01344
Patent RE46,116

**Declaration of Tara C. Norgard in Support of Patent Owner's Unopposed
Motion for *Pro Hac Vice* Admission**

I, Tara C. Norgard, hereby declare as follows:

1. I am an attorney with the law firm of Carlson, Caspers, Vandenburg & Lindquist P.A. (“Carlson Caspers”). This declaration is submitted on behalf of Patent Owner Teleflex in support of its Unopposed Motion for *Pro Hac Vice* Admission of Litigation Counsel. This declaration is made on my own personal knowledge, except as otherwise indicated.
2. I am a member in good standing of the Bar of the State of Minnesota (Minnesota Bar Number 0307683).
3. I have never been suspended or disbarred from any court or administrative body.
4. No application for admission to practice before any court or administrative body that I have filed or that has been filed on my behalf has ever been denied.
5. No sanctions or contempt citations have been imposed on me by any court or administrative body.
6. 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 37 C.F.R.

7. I agree to be subject to 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).

8. In the past three years I have applied for, *pro hac vice* admission before the Patent Trial and Appeal Board in the following related matters: Medtronic, Inc., et al. v. Teleflex Innovations S.A.R.L., IPR2020-00126, IPR2020-00127, IPR2020-00128, IPR2020-00129, IPR2020-00130, IPR2020-00132, IPR2020-00134, IPR2020-00135, IPR2020-00136, IPR2020-00137, and IPR2020-00138. I am also concurrently filing motions for *pro hac vice* admission in the following related matters: Medtronic, Inc. et al. v. Teleflex Innovations S.A.R.L., IPR2020-01341, IPR2020-01342, and IPR2020-01343.

9. I have been involved in many litigations involving patent infringement in multiple federal District Courts. I have practiced law for more than twenty years and I have litigated patent and other types of cases during that entire time period. I have extensive experience with patent issues related to anticipation under 35 U.S.C. §102 and obviousness under 35 U.S.C. §103, which are the legal theories on which this *Inter Partes* Review was instituted. In the course of my experience litigating patents, I have analyzed many pieces of prior art, prepared many prior art statements and responses, worked with validity

experts, and drafted and filed briefing related to anticipation and obviousness arguments.

10. I am familiar with the subject matter at issue in this proceeding. My law firm, Carlson Caspers, represents Patent Owner in a patent infringement lawsuit that is pending in the United States District Court for the District of Minnesota (Civil Action. No. 19-cv-1760 (PJS/TNL), filed July 2, 2019), in which I am an attorney of record for Patent Owner. This lawsuit involves the patents at issue in this and related *Inter Partes* Reviews, U.S. Patent Nos. 8,048,032, RE45,380, RE45,760, RE45,776, and RE47,379, and involves the same parties. I have had a substantial, substantive role in all briefing and proceedings before the district court. I, along with Mr. Vandenburg, presented oral argument in support of Patent Owner's motion for a preliminary injunction in the district court, and have presented oral argument on discovery issues before the court. I also defended one of two depositions of Patent Owner witnesses that took place before discovery was stayed in the district court action. Through my work on this case, I have gained familiarity with the technology, issues, and subjects at issue and the patents at issue in this IPR and the related IPR proceedings.

11. I have also reviewed in detail each of U.S. Patent Nos. 8,142,413, RE46,116, 8,048,032, RE45,380, RE45,760, RE45,776, RE47,379, the Petitions and corresponding exhibits and expert declarations filed by Petitioner Medtronic

in this and the related proceedings, the Patent Owner's Preliminary Responses, and the Board's Decisions instituting review. Further, I have reviewed in detail the prior art references cited by Medtronic's Petitions and relied on by the Board in instituting this review.

12. Having practiced in the area of patent law generally, and medical device technology specifically, since the beginning of my career as an attorney in private practice, I have additional understanding of the technology, issues, and subject matter at issue in these IPR proceedings.

I state under penalty of perjury that the foregoing is true and correct.

Dated: July, 9 2021

/ Tara C. Norgard /
Tara C. Norgard