


Medtronic’s Disclosure of Claim Constructions and Supporting Evidence

Term	Construction	Intrinsic Evidence	Extrinsic Evidence
<p>“[valve means resides / a valve residing] entirely within the inner channel of the stent member” (’739 patent, claim 1; ’294 patent, claim 1);</p>	<p>all portions of the valve means/valve are located completely within the inner channel of the stent such that no portion of the valve means/valve is even partially located outside of the inner channel of the stent</p> <p>valve means/valve means the portions of the replacement heart valve device that attach to the stent and allow the one way flow of blood</p>	<p>’739 patent at 4:63-5:15; 6:19-44; 6:49-7:18; 8:26-9:25; 9:46-55; 10:26-40; Figs. 1, 2, 3A-3B, 5, 7, 9A-9C</p> <p>’739 patent prosecution history, 5/7/15 Amendment at 2-4, 7 and 11</p> <p>’294 patent at 4:63-5:15; 6:19-44; 6:49-7:18; 8:26-9:25; 9:46-55; 10:26-40; Figs. 1, 2, 3A-3B, 5, 7, 9A-9C</p> <p>’294 patent prosecution history, 8/21/14 Amendment at 2, 14-16</p> <p>Prosecution history of U.S. Pat. App. No. 10/887,688, 9/14/09 Amendment at 4-6, 9-10, 20-22, and 28-35</p>	<p>Definition of “valve” from Medical Desk Dictionary a (“2: any of various mechanical devices that stop, stop the flow of liquid (as blood) or stop, stop, or regulated by a valve that opens, shuts or partially opens, shuts or partially opens ports or passageways; <i>also</i> such a device”</p> <p>Definition of “stent” from Medical Desk Dictionary a (“2: a short narrow metal mesh in the form of a mesh that is placed in the form of a mesh that is placed in an anatomical vessel (a catheter) esp. to keep a previously blocked vessel open”)</p> <p>Definition of “entire” from Collegiate Dictionary (10th ed. 1969) (“no element or part left out; as: He was alone the <i>entire</i> day.”) TOTAL // their <i>entire</i> devotion see also Meriam-Webster’s (https://www.merriam-webster.com/dictionary/entire)</p> <p>Definition and illustration from Random House Webster’s (2d ed. 2001) (“1. having a whole; complete: <i>He wrote the book in six weeks.</i>”)</p>

			<p>Definition of “within” from Collegiate Dictionary (10th ed. 1973) (“the interior : INSIDE”); see Webster’s online dictionary (https://www.merriam-webster.com/dictionary/v</p> <p>Definition and illustration Random House Webster’s (2d ed. 2001) (“1. In or int part; inside.”)</p> <p>Definition of “inner” from Collegiate Dictionary (10th ed. 1973) (“situated farther in // the i Merriam-Webster’s online (https://www.merriam-webster.com/dictionary/i</p> <p>Definition and illustration Random House Webster’s Unabridged (2001) (“1. situated within interior: an inner door”)</p>
<p>“flares at both ends in a trumpet-like configuration” (’739 patent, claim 1; ’294 patent, claim 4)</p>	<p>having at both ends the concave profile of a conventional trumpet</p>	<p>’739 patent at 7:62-63</p> <p>’294 patent at 7:62-63</p> <p>’294 patent prosecution history, 7/8/14 Rejection at 5</p> <p>’739 patent prosecution history, 6/9/14 Rejection at 4; 11/7/14 Rejection at</p>	<p>Definition of “trumpet-sha Webster’s online dictionary (https://www.merriam-webster.com/dictionary/t conical but flaring at the b</p> <p>Definition of “trumpet” from Collegiate Dictionary (10th ed. 1973) (“instrument consisting of a usu. Metal tube , a cup-sh flared bell; <i>specif</i>: a valved</p>

		2-3; 5/7/15 Amendment at 2-4 and 13-14	<p>having a cylindrical tube w usual range from F sharp k for 2 ½ octaves.”)</p> <p>Definition and illustration Random House Webster’s (2d ed. 2001) (“1. <i>Music</i> a wind instruments with a p tone, consisting of a tube or twice around on itself a mouthpiece at one end an other.”)</p>  <p>U.S. Pat. No. 2,987,950 at 3:5-62.</p> <p>U.S. Pat. No. 3,507,181 at 3:20-25.</p> <p>U.S. Pat. No. 4,515,061 at</p> <p>Rose & Holloway, “Finite Brass Musical Instruments Acoustics 2012 – Fremant</p> <p>Benade, “Trumpet Acoust</p>
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Colibri Heart Valve, LLC v. Medtronic CoreValve LLC, Case No. 8:20-cv-00847-DOC-JDE

			<p>Berkopec, "The Physics of" December 2013 at 5-8.</p> <p>Google search results, ima (visited 11/29/2020)</p>
<p>"pushing out the pusher member from the moveable sheath" ('294 patent, claim 1)</p>	<p>pressing against the pusher member with a force that moves the pusher member out of the moveable sheath</p>	<p>'294 patent at 11:40-12:2; <i>see also</i> 12:24-27 (describing the alternative "pulling" embodiment).</p> <p>'294 patent prosecution history, 7/8/14 Office Action at 2-3; 8/21/14 Amendment at 4-7, 10-11.</p>	<p>Definition of "push" from Collegiate Dictionary (10th against with force in order move or endeavor to move steady pressure without s Merriam-Webster's online (https://www.merriam-webster.com/dictionary/p)</p> <p>Definition of "push" from Webster's Unabridged Dic ("1. to press upon or again order to move it away. 2. specified way by exerting <i>push something aside, to p</i></p> <p>Definition of "out" from Collegiate Dictionary (10th direction away from the in went <i>out</i> into the garden" Webster's online dictionary (https://www.merriam-webster.com/dictionary/o)</p> <p>Definition of "out" from Webster's Unabridged Dictionary (20 from, or not in, the norma position, state, etc.: <i>out of go out for dinner.</i>")</p>

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			<p>Definition of “from” from Collegiate Dictionary (10th ed.) a function word to indicate physical movement or a starting point measuring or reckoning on // came here from the city // ran a business <i>from</i> here Merriam-Webster’s online (https://www.merriam-webster.com/dictionary/from)</p> <p>Definition of “from” from Webster’s Unabridged Dictionary (“1. (used to specify a starting point or movement): <i>a train running from</i></p>
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