Filed: June 2, 2021

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD
MEDTRONIC COREVALVE LLC,
PETITIONER,
V.
COLIBRI HEART VALVE LLC,
PATENT OWNER.
Case No. IPR2020-01454
U.S. Patent No. 9,125,739

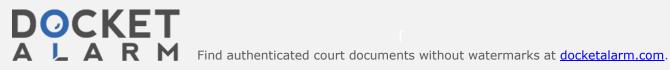
DECLARATION OF DR. LAKSHMI PRASAD DASI

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I, Dr. Lakshmi Prasad Dasi, hereby declare as follows:

### I. INTRODUCTION

- 1. I am over the age of eighteen (18) years and otherwise competent to make this declaration.
- 2. I have been retained as an expert witness on behalf of Colibri Heart Valve LLC for the above-captioned *inter partes* review ("IPR"). I understand that the petition for *inter partes* review involves U.S. Patent No. 9,125,739 ("the '739 Patent"), Exhibit 1001, which was filed on April 15, 2014. (Ex. 1001 at Cover.) The '739 Patent issued on September 8, 2015, and names David Paniagua and David Fish as co-inventors. (*Id.*)
- 3. I make this declaration based on my personal knowledge, consideration of the materials I discuss herein, and my expert opinion.
- 4. In preparing this Declaration, I have reviewed the '739 Patent, the '739 Patent prosecution history, and considered each of the documents cited herein, in light of general knowledge in the art as of January 4, 2002. In formulating my opinions, I have relied upon my experience, education, and knowledge in the relevant art. In formulating my opinions, I have considered the viewpoint of a person of ordinary skill in the art prior to January 4, 2002, as well as the relevant legal standards, including the standard for obviousness.



- 5. I have been asked to provide my opinions regarding whether

  Petitioner in this IPR has met its burden of proving that the claims of the '739

  Patent at issue are, as Petitioner alleges, obvious in light of Petitioner's Grounds 110 (Petition at 11.) It is my opinion that Petitioner has failed to meet its burden of demonstrating that any of the Challenged Claims would have been obvious to a person of ordinary skill in the art, after reviewing the Petition and its supporting documents.
- 6. This Declaration is being submitted together with the Patent Owner Response to IPR2020-01454, upon which review of claims 1-5 was instituted.

## II. BACKGROUND AND QUALIFICATIONS

- 7. I am currently a tenured professor position at Georgia Institute of Technology in Atlanta, Georgia with the Department of Biomedical Engineering, where I have been since January 1, 2020. I have also been Associate Chair for Undergraduate Studies since August 1, 2020. In this position, I direct a research program in heart valve engineering, particularly related to emerging transcatheter technologies for both pediatric and adult structural heart diseases.
- 8. In early 2021, I was elected to be a Fellow of the American College of Cardiology and Fellow of the American Institute of Medical and Biological Engineering. Fellows of the AIMBE represent the top 2% of the medical and biological engineering community. Similarly, Fellows of the ACC are selected



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