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19 **UNITED STATES DISTRICT COURT**

20 **CENTRAL DISTRICT OF CALIFORNIA - SOUTHERN DIVISION**

21 BOSTON SCIENTIFIC CORPORATION
 22 and
 23 BOSTON SCIENTIFIC SCIMED, INC.

24 Plaintiffs,

25 v.

26 EDWARDS LIFESCIENCES
 27 CORPORATION

28 Defendant.

Case No.: 8:16-CV-0730-CJC-GJS

**JOINT CLAIM CONSTRUCTION
STATEMENT**

Hon. Cormac J. Carney

Edwards Lifesciences v. Boston Scientific Scimed
 IPR2017-01294, U.S. Patent 6,371,962
 Exhibit 2003

1 Pursuant to the Court's Order Granting Joint Stipulation On Scheduling
2 Deadlines (Dkt. No. 44), Plaintiffs Boston Scientific Corporation and Boston
3 Scientific Scimed, Inc. (collectively, BSC") and Defendant Edwards Lifesciences
4 Corporation ("Edwards") hereby file their Joint Claim Construction Statement.
5 Appendices are filed herewith as follows:

- 6 • Appendix A includes claim construction issues upon which the
7 parties have agreed.
- 8 • Appendix B includes the parties proposed constructions and
9 supporting evidence for U.S. Patent Nos. 6,007,543; 6,371,962; and
10 6,712,827 to Ellis *et al.* (the Ellis family).
- 11 • Appendix C includes the parties proposed constructions and
12 supporting evidence for U.S. Patent No. 7,749,234 to Euteneuer *et al.*
- 13 • Appendix D includes the parties proposed constructions and
14 supporting evidence for U.S. Patent Nos. 6,203,558 and 8,709,062 to
15 Dusbabek *et al.* (the Dusbabek family).
- 16 • Appendix E includes the parties proposed constructions and
17 supporting evidence for U.S. Patent No. 6,915,560 to Austin.
- 18 • Appendix F includes the parties proposed constructions and
19 supporting evidence for U.S. Patent No. 7,828,767 to Flanagan.

20 In the Appendices, citations to a portion of a specific patent should be
21 understood to refer also to corresponding portions of patents within the same family.
22 Where a particular figure is identified, the identification should be understood to
23 encompass the caption, description of the figure and any text relating to the figure.
24 Similarly, where an identified portion of text refers to a figure, the identification
25 should be understood to include the text as well as the referenced figure.

26 Each party reserves the right to rely on expert testimony in support of its
27 proposed constructions and the right to supplement its proposed constructions and
28

1 identification of intrinsic or extrinsic evidence. Each party also reserves the right to
2 rely upon, comment on, or rebut any intrinsic or extrinsic evidence cited by the other
3 party.

4
5 Dated: April 21, 2017

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15 Pursuant to Local Rule 5-4.3.4(a)(2)(i), the filing Party hereby attests that all
16 signatories listed concur in this filing's content and have authorized this filing.
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Boston Scientific Corp. et al. v. Edwards Lifesciences Corp.
Case No. 8:16-cv-0730-CJC-GJS (C.D. Cal.)

Issues Upon Which

Exemplary Claim(s)	Claim Term	Agreed Cons
'827 claims 1, 16, 17	vessel	an artery or vein

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