

1 Wallace Wu (State Bar No. 220110)
 2 wallace.wu@apks.com
 3 Marty Koresawa (State Bar No. 291967)
 4 marty.koresawa@apks.com
 5 Allen Secretov (State Bar No. 301655)
 6 allen.secretov@apks.com
 7 ARNOLD & PORTER KAYE SCHOLER LLP
 777 South Figueroa Street, 44th Floor
 Los Angeles, California 90017
 Tel: (213) 243-4000
 Fax: (213) 243-4199

8 *Attorneys for Plaintiffs*

9 John B. Sganga, Jr. (State Bar No. 116211)
 10 john.sganga@knobbe.com
 11 Craig S. Summers (State Bar No. 108688)
 12 craig.summers@knobbe.com
 13 Christy G. Lea (State Bar No. 212060)
 14 christy.lea@knobbe.com
 15 Joshua J. Stowell (State Bar No. 246916)
 16 joshua.stowell@knobbe.com
 17 KNOBBE, MARTENS, OLSON & BEAR LLP
 2040 Main Street, 14th Floor
 Irvine, California 92614
 Tel: (949) 760-0404
 Fax: (949) 760-9502

18 *Attorneys for Defendant*

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

By: /s/ Wallace Wu

Wallace Wu (State Bar No. 220110)

wallace.wu@apks.com

Marty Koresawa (State Bar No. 291967)

marty.koresawa@apks.com

Allen Secretov (State Bar No. 301655)

allen.secretov@apks.com

ARNOLD & PORTER KAYE SCHOLER LLP

777 South Figueroa Street

Los Angeles, California 90017

Tel: (213) 243-4000

Fax: (213) 243-4199

Matthew Wolf (*pro hac vice*)

matthew.wolf@apks.com

Edward Han (*pro hac vice*)

ed.han@apks.com

John Nilsson (*pro hac vice*)

john.nilsson@apks.com

Marc Cohn (*pro hac vice*)

marc.cohn@apks.com

ARNOLD & PORTER KAYE SCHOLER LLP

601 Massachusetts Ave, NW

Washington, DC 20001

Tel: (202) 942-5000

Fax: (202) 942-5999

Attorneys for Plaintiffs

1 Dated: April 21, 2017

By: /s/ Brian C. Horne

John B. Sganga, Jr. (State Bar No. 116211)
john.sganga@knobbe.com

2 Craig S. Summers (State Bar No. 108688)
3 craig.summers@knobbe.com

4 Christy G. Lea (State Bar No. 212060)
christy.lea@knobbe.com

5 Joshua J. Stowell (State Bar No. 246916)
joshua.stowell@knobbe.com

6 KNOBBE, MARTENS, OLSON & BEAR, LLP
2040 Main Street, 14th Floor

7 Irvine, CA 92614

8 Tel: (949) 760-0404

9 Fax: (949) 760-9502

10 Brian C. Horne (State Bar No. 205621)

Brian.horne@knobbe.com

11 KNOBBE, MARTENS, OLSON & BEAR, LLP
10100 Santa Monica Blvd. Suite 1600

12 Los Angeles, CA 90067

13 Tel: (310) 551-3450

14 *Attorneys for Defendant*

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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