

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CORPAK MEDSYSTEMS, INC. and HALYARD HEALTH, INC,
Petitioners

v.

KIRN MEDICAL DESIGN, L.L.C. and
APPLIED MEDICAL TECHNOLOGY, INC
Patent Owner

Inter Partes Review No. IPR2017-01990
Patent 6,631,715

Mailed: September 27, 2017

Before PATRICK E. BAKER, *Trial Paralegal*

DECLARATION OF MICHAEL P. PADDEN, ESQ., IN SUPPORT OF MOTION
FOR *PRO HAC VICE* ADMISSION

I, Michael P. Padden, declare as follows:

1. I am a partner at the law firm Pearne & Gordon LLP.
2. I have been a litigating attorney for more than thirty years. I have been litigating patent cases for at least the past twenty years. I am a co-chair of the Patent Litigation Subcommittee of the American Bar Association's Section of Litigation. I was a member of the working group that drafted the Local Patent Rules for the United States District Court for the Northern District of Illinois. I am a frequent speaker and author on topics relating to patent litigation. A listing of recent presentations and publications is attached as Exhibit A.
3. I am a member in good standing of the State Bar of Illinois.
4. I have never been suspended or disbarred from practice before any court or administrative body.
5. This my third application for *pro hac vice* admission to the Patent Trial and Appeal Board. No application under my name for admission to practice before any court or administrative body has been denied.
6. I am a member of the Trial Bar of the United States District Court for the Northern District of Illinois and I have also been admitted to practice in federal district courts in Ohio, Indiana, Michigan, Florida, and Wyoming. I have been allowed to appear *pro hac vice* in numerous state and federal courts throughout the country and I have never been denied admission *pro hac vice*.

7. No sanctions or contempt citations have ever been imposed against me by any court or administrative body.

8. 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 the 37 C.F.R.

9. I understand that I will be subject to the USPTO Rules of Professional Responsibility set forth in 37 C.F.R. § § 11.101 et seq. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

10. I have an established familiarity with the subject matter at issue in this proceeding. I participated extensively in advising Patent Owner in this matter. Through my participation to date I have become very familiar with United States Patent No. 6,631,715 and the prior art cited in the Petition.

11. I am lead trial counsel for Patent Owner in the concurrent litigation *Applied Medical Technology, Inc. v. Corpak Medsystems, Inc.*, 1:16-cv-02190 (N.D. Ohio), involving the same patent and prior art submitted by Petitioner in the Petition of this proceeding. As lead trial counsel of the concurrent litigation, I am involved in claim construction regarding the '715 patent.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under section 1001 of Title 18 of the United States Code.

Dated: September 27, 2017



Michael P. Padden
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EXHIBIT A

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