UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ABBOTT LABORATORIES,

Petitioner, v.

MIRACOR MEDICAL SA,

Patent Owner.

IPR2025-00112

U.S. Patent No. 11,351,357

PETITIONER'S NOTICE OF INTENT TO DESIGNATE A PROVISIONALLY RECOGNIZED PTAB ATTORNEY AS BACK-UP COUNSEL

EXHIBIT LIST

No.	Exhibit Description
1001	U.S. Patent No. 11,351,357
1002	U.S. Patent No. 11,351,357 File History
1003	Declaration of Peter Crosby
1004	CV of Peter Crosby
1005	U.S. Pat. Pub. No. US 2003/0124007A1 to Heinrich Schima, et al., titled "*Rotary Pump Comprising a Hydraulically Mounted Motor*"
1006	Akamatsu et al., *Development of Terumo implantable left ventricular assist system (T-ILVAS) with a magnetically suspended centrifugal pump*, J Artif Organs 1999, Vol. 2, pp. 3-7
1007	Bourque et al., *HeartMate III: Pump Design for a Centrifugal LVAD with a Magnetically Levitated Rotor*, ASAIO Journal 2001
1008	U.S. Pat. Pub. No. US 2002/0102169A1 to Richard Wampler, et al., titled "*Sealless rotary blood pump*"
1009	Miracor's Supplemental Initial Response to Invalidity Contentions, dated September 20, 2024
1010	Frazier et al. *Total Heart Replacement with Dual Centrifugal Ventricual Assist Devices*, ASAIO Journal 2005
1011	Schob, *Centrifugal pump without bearings or seals*, World Pumps Vol. 2002, No. 430, pp. 34-37
1012	Rose et al., *Randomized Evaluation of Mechanical Assistance for the Treatment of Congestive Heart Failure (REMATCH) Study Group. Long-term use of a left ventricular assist device for end-stage heart failure*, N Engl J Med. 2001 Nov 15, Vol. 345, No. 20, pp. 1435-43
1013	HeartMate® II LVAS: Patient Management Guidelines, December 14, 2006
1014	Schulman et al., *Comparisons of infection complications between continuous flow and pulsatile flow left ventricular assist devices*, The Journal of Thoracic and Cardiovascular Surgery 2007, Vol. 133, No. 3, pp. 841-842

1015	LaRose et al., *Heartware – A novel miniaturized passive maglev centrifugal VAD*, ASAIO Journal 2004 Mar, Vol. 50, No. 2, p. 137
1016	Qian et al., *Permanent magnetic-levitation of rotating impeller: a decisive breakthrough in the centrifugal pump*, Journal of Medical Engineering & Technology 2002 Jan/Feb, Vol. 26, No. 1, pp. 36-38
1017	Akamatsu et al., *Chronic Animal Experiment with Magnetically Suspended Centrifugal Pump*, Artificial Organs 1997, Vol. 21, No. 7, pp. 645-638
1018	U.S. Patent No. 6,050,975
1019	Exhibit 9 of Complaint, dated November 27, 2023
1020	Bottone et al., *Magnetos for automobilists, how made and how used*, Crosby Lockwood and Son, Ch. 1 (1907) (accessed at https://archive.org/details/ magnetosforauto00bottgoog/page /n6/mode/2up)
1021	"Ignition magneto," accessed via https://en.wikipedia.org/wiki/Ignition_magneto (last accessed October 28, 2024)
1022	Masuzawa et al. *Magnetically Suspended Centrifugal Blood Pump with an Axially Levitated Motor*, Artificial Organs 2003, Vol. 27, No. 7, pp. 631-638
1023	U.S. Patent No. 6,152,704
1024	U.S. Patent No. 6,589,030
1025	European Patent No. 0 834 326
1026	Miracor's Response to Exhibit B-1 (Bourque-2001) of Supplemental Invalidity Contentions, dated April 26, 2024
1027	U.S. Pat. No. 5,324,177
1028	Allaire, et al., *Prototype Continuous Flow Ventricular Assist Device*, J. Artificial Organs 1996, Vol. 20, No. 7, pp.582-690
1029	Kung and Hart, *Design Considerations for Bearingless Rotary Pumps*, J. Artificial Organs 1997, Vol. 21, No. 7, pp. 645-650
1030	Declaration of Sylvia Hall-Ellis

1031	Order to Temporarily Stay Case Deadlines, Case No. 1:23-cv-16257, Dkt. 125 (February 13, 2025)
1032	Declaration of Saranya Raghavan In Support Of Motion for Pro Hac Vice
1033	Leschinsky, et al., The CorInnova Implantable Cardiac Assist System for Direct Cardiac Compression, Rev. Cardiovasc. Med. 2022; 23(6): 211
1034	Abiomed, Inc., v. WhiteSwell Medical Ltd., PGR2021-00107, Ex. 2006, Declaration of Boris Leschinsky
1035	U.S. Patent No. 10,926,069
1036	Miracor's Supplemental Infringement Contentions, Ex. D - Claim Chart for U.S. Patent No. 11,572,879, dated May 28, 2024
1037	[Reserved]
1038	Duplicate of Ex. 1015, introduced during cross-examination of Dr. Gallegos
1039	Gallegos, et al., Animal Models for Cardiac Research, In: Iaizzo, P.A. (eds) Handbook of Cardiac Anatomy, Physiology, and Devices. Humana Press (2005).
1040	Transcript of Cross-Examination of Boris Leschinsky (December 10, 2025)
1041	First Declaration of Dr. Wieselthaler
1042	Second Declaration of Peter Crosby
1043	LinkedIn profile of Kevin Bourque
1044	HeartWare Announcement: First Human Implant of HeartWare's HVAD, March 2006
1045	Transcript of Cross-Examination of Dr. Robert Gallegos (December 15, 2025)
1046	Hoshi, et al., "Third-generation Blood Pumps With Mechanical Noncontact Magnetic Bearings," Artificial Organs 30(5):324–338 (2006)
1047	CV of Dr. Georg Wieselthaler
1048	FEP Medical Policy Manual, Total Artificial Hearts and Implantable Ventricular Assist Devices (January 2024)
1049	Wieselthaler G. My Journey with the HeartWare Ventricular Assist Device- An Obituary. The VAD Journal. 2022; 8(1):e2022813.
1050	Potapov et al., The MicroMed DeBakey VAD—Part I: The Pump and the Blood Flow, JECT. 2003;35:274–283

1051	Declaration of Nimalka Wickramasekera In Support Of Pro Hac Vice
1052	Declaration of Kevin Boyle In Support Of Pro Hac Vice
1053	Corrected Declaration of Nimalka Wickramasekera In Support Of Pro Hac Vice

Pursuant to 37 C.F.R. § 42.10(c)(2), Petitioner Abbott Laboratories respectfully submits this notice of intent to designate for Nimalka Wickramasekera, a provisionally recognized PTAB attorney, as one of its back-up counsel in this proceeding. Registered practitioner Scott M. Border (Reg. No. 77,744) is serving as lead counsel for Petitioner in this proceeding.

The most recent prior proceeding in which Nimalka Wickramasekera was recognized *pro hac vice* by order of the Board, pursuant to a motion of the type described in 37 C.F.R. §42.10(c)(1), was IPR2019-00546 (Paper 20, July 10, 2019). Submitted herewith is the declaration of Nimalka Wickramasekera, in which she attests that she satisfies all requirements set forth by the Board for pro hac vice recognition of a provisionally recognized PTAB attorney and agrees to be subject to the USPTO Rules of Professional Conduct Set forth in 37C.F.R. §§ 11.101 *et seq.* and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a). *See* Ex. 1053. A power of attorney from the Petitioner to Nimalka Wickramasekera was previously filed in this proceeding on February 24, 2026. *See* Paper 43.

Dated: February 25, 2026

Respectfully Submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies on this February 25, 2026, a true and correct copy of the foregoing was served by email to:

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