

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Solventum Corporation,
Petitioner,

v.

Wound Healing Technologies, LLC,
Patent Owner.

Case No. IPR2025-01042
Patent No. 10,639,404

**PETITIONER SOLVENTUM'S NOTICE OF INTENT TO DESIGNATE
MICHAEL P. KAHN AS A PROVISIONALLY RECOGNIZED PTAB
ATTORNEY ELIGIBLE FOR AUTOMATIC *PRO HAC VICE* ADMISSION
AS BACK UP COUNSEL PURSUANT TO 37 C.F.R. § 42.10**

Pursuant to 37 C.F.R. § 42.10(c)(2), Solventum Corporation (“Petitioner”) respectfully files a notice of intent to designate Michael P. Kahn as a provisionally recognized PTAB attorney eligible for automatic *pro hac vice* admission as backup counsel in this proceeding. The facts, supported by the attached Declaration of Michael P. Kahn in Support of Petitioner Solventum’s Notice of Intent to Designate a Provisionally Recognized PTAB Attorney Eligible for Automatic *Pro Hac Vice* Admission as Backup Counsel Pursuant to 37 C.F.R. § 42.10 (“Kahn Decl.”) (EX1034), establish Mr. Kahn is a provisionally recognized PTAB attorney eligible for automatic *pro hac vice* admission in this proceeding.

I. STATEMENT OF FACTS

Lead counsel for Petitioner, Daniel L. Moffett, is a registered practitioner (Reg. No. 60,715) and is experienced in *inter partes* review proceedings in the USPTO. Mr. Moffett and Mr. Kahn represent Petitioner in connection with the pending district court action captioned:

- *Wound Healing Technologies Corp. v. Solventum Corporation*, 6:24-cv-00589-RP (W.D. Tex. filed Nov. 15, 2024).

Kahn Decl. at ¶ 2.

Mr. Kahn has experience in numerous patent infringement litigation matters in the federal court system and has experience in trials and *Markman* hearings. Mr. Kahn has gained experience conducting technical infringement and validity analyses,

working with technical experts to prepare reports on infringement and validity issues, preparing for depositions of technical experts and fact witnesses, briefing claim construction issues, preparing for *Markman* hearings, drafting dispositive motions on a range of technical issues and representing clients in patent litigation trials and hearings before district courts around the country. *Id.* at ¶ 3.

Petitioner wishes to continue using Mr. Kahn as counsel in this proceeding and has executed a Power of Attorney designating Mr. Kahn as backup counsel.

Mr. Kahn is a member in good standing of the Bar of the State of New York. *Id.* at ¶ 4.

Mr. Kahn has never been suspended or disbarred from practice before any court or administrative body. *Id.* at ¶ 5. He has never had an application for admission to practice before any court or administrated body denied. *Id.* Nor has any court or administrative body imposed sanctions or contempt citations against him. *Id.*

Mr. Kahn has read and will comply with the Office Patent Trial Practice Guide and the Board's Rules for Practice for Trials set forth in part 42 of 37 C.F.R. *Id.* at ¶ 6. He attests to satisfying all requirements set forth by the Board for pro hac vice recognition of a provisionally recognized PTAB attorney. *Id.* at ¶ 1. He also acknowledges and agrees to be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§ 11.101 et seq., and to disciplinary jurisdiction under 37 C.F.R. §11.19(a). *Id.* at ¶ 5.

Mr. Kahn has previously applied to appear *pro hac vice* before the Office and has previously been recognized *pro hac vice* in several Board proceedings, as set forth below:

- IPR2021-00295
- IPR2021-01562
- IPR2021-01563
- IPR2020-00185
- IPR2019-00370
- IPR2018-00576
- PGR2016-00037
- IPR2015-01889
- IPR2015-01355
- IPR2015-01357
- IPR2015-01358
- IPR2015-01359
- IPR2015-00636
- IPR2015-00637
- IPR2014-00780
- IPR2013-00550
- IPR2013-00540
- IPR2013-00541
- IPR2013-00542
- IPR2013-00543
- IPR2013-00544
- IPR2013-00545
- IPR2013-00549

Id. at ¶ 7. He has never been denied permission to appear *pro hac vice* in a Board proceeding. *Id.*

II. ANALYSIS

The facts contained in the Statement of Facts above and Mr. Kahn's Declaration establish that Mr. Kahn is a provisionally recognized PTAB attorney and

eligible for automatic *pro hac vice* admission in this proceeding under 37 C.F.R. § 42.10(c)(2) as backup counsel. Lead counsel Daniel L. Moffett is a registered practitioner and experienced in *inter partes* proceedings in the USPTO. Mr. Kahn is an experienced patent litigation attorney, and he has an established familiarity with the subject matter at issue in this proceeding.

III. CONCLUSION

For the foregoing reasons, Petitioner respectfully submits that Mr. Kahn has satisfied all of the requirements to be provisionally recognized as a PTAB attorney eligible for automatic *pro hac vice* admission in this proceeding. Petitioner's Mandatory Notices identify Mr. Kahn as backup counsel.

Dated: July 7, 2025

Respectfully submitted,

/Daniel L. Moffett/

Daniel L. Moffett (lead counsel)

Reg. No. 60,715

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e), I certify that, on July 7, 2025, I caused to be served a true and correct copy of the foregoing document and supporting exhibit (EX1034) by electronic means on counsel of record for Patent Owner

Joel Weiss
Weiss & Arons LLP
63 South Main Street
Spring Valley, NY
UNITED STATES

at jweiss@weissarons.com, upon agreement of the parties (37 C.F.R. §42.105(b)).

A copy of the foregoing was also served by electronic mail on Ariel Reinitz (Ariel@Bochner.law), counsel for Wound Healing Technologies Corp. in *Wound Healing Technologies Corp. v. Solventum Corporation*, 6:24-cv-00589-RP (W.D. Tex. filed Nov. 15, 2024).

/Daniel L. Moffett/
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