

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BAXTER INTERNATIONAL INC.,
Petitioner,

v.

BECTON, DICKINSON AND COMPANY,
Patent Owner.

Case IPR2020-00025
Patent 9,283,367

**DECLARATION OF CRENA PACHECO IN SUPPORT OF
PATENT OWNER'S PRELIMINARY RESPONSE**

I, Crena Pacheco, make the following declaration pursuant to 28 U.S.C.

§1746:

1. I am a Senior IP Paralegal at the law firm of Ropes & Gray LLP.
2. I provide this Declaration in connection with the above-identified

Inter Partes Review proceeding that is before the United States Patent and

Trademark Office (“USPTO”). Unless otherwise stated, the facts stated in this Declaration are based on my personal knowledge.

3. Exhibit 2003 is a true and correct copy of “Preventing central venous catheter-associated bloodstream infections: Development of an antiseptic barrier cap for needleless connectors,” American Journal of Infection Control, Dec. 2008, Vol. 36, Issue 10, pp. S174.e1-e5. This exhibit was downloaded on January 21, 2020 from: [https://www.ajicjournal.org/article/S0196-6553\(08\)00791-8/pdf](https://www.ajicjournal.org/article/S0196-6553(08)00791-8/pdf). This document has been marked with an exhibit label and page numbers on each page at the bottom right corner. However, no alterations, other than these noted markings have been made to this document.

4. Exhibit 2004 is a true and correct copy of Plastics International - Chemical Resistance Chart. This exhibit was downloaded on January 21, 2020 from: <https://www.plasticsintl.com/chemical-resistance-chart>. This document has been marked with an exhibit label and page numbers on each page at the bottom right corner. However, no alterations, other than these noted markings have been made to this document.

5. Exhibit 2005 is a true and correct copy of Overview of Clearances of Section 510(k) of the Food, Drug and Cosmetic Act. This exhibit was downloaded on January 21, 2020 from: <https://www.fda.gov/medical-devices/device-approvals-denials-and-clearances/510k-clearances>. This document has been marked with an

exhibit label and page numbers on each page at the bottom right corner. However, no alterations, other than these noted markings have been made to this document.

6. I understand that willful false statements and the like are punishable by fine or imprisonment, or both. If called to testify as to the truth of the matters stated herein, I could and would testify competently.

7. I declare under penalty of perjury that the foregoing is true and correct. Executed this 21st day of January, 2020, in Boston, Massachusetts.

/Crena Pacheco/

Crena Pacheco