

# PTAB Nixes Patent Claims For Device To Measure Blood Clots

By **Adam Lidgett**

Law360 (June 22, 2022, 6:48 PM EDT) -- The Patent Trial and Appeal Board has found a host of claims in a patent for a device meant to measure characteristics of blood clots were invalid, finding they were obvious in light of prior patents and a research paper.

A panel of three administrative patent judges on Tuesday found 19 claims in the patent owned by C.A. Casyso GmbH were not valid, handing a win to patent challenger HemoSonics LLC. The panel said those claims were obvious over a combination of various patents and a printed publication referred to by the judges as Lang.

For one thing, the board said a combination of Lang and an earlier patent called Braun made obvious the patent's first claim, which many of the other claims-at-issue were dependent on, according to PTAB documents.

"Accordingly, having considered the record, we determine that petitioner has proved by a preponderance of the evidence that claim 1 would have been obvious over the combination of Braun ... and Lang," the panel **said in its decision**.

The patent at issue was issued in August 2020 and covers a device that measures the viscoelasticity — having both viscous and elastic characteristics — of things like blood clots, according to the PTAB.

HemoSonics launched the patent challenge at the PTAB in December 2020 and after C.A. Casyso disclaimed some of the patent claims, 19 were left challenged, according to PTAB records.

Counsel for HemoSonics declined to comment Wednesday. Counsel for C.A. Casyso did not immediately respond to requests for comment.

The patent-in-suit is U.S. Patent No. 10,746,750.

Administrative Patent Judges Jon M. Jurgovan, Norman H. Beamer and Amanda F. Wieker sat on the panel for the PTAB.

HemoSonics is represented by Brian W. Nolan and Ying-Zi Yang of Mayer Brown LLP.

C.A. Casyso is represented by W. Karl Renner, David L. Holt and Indranil Sarkar of Fish & Richardson PC, and Christopher Schultz and Paul Pysher of Burns & Levinson LLP.

The case is HemoSonics LLC v. C.A. Casyso GmbH, case number IPR2021-00293, before the Patent Trial and Appeal Board.

--Editing by Lakshna Mehta.