IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

MEDTRONIC, INC.,	)	
	)	
Plaintiff,	)	
	)	
v.	)	C.A. No. 07-823-SLR-LPS
	)	
BOSTON SCIENTIFIC CORPORATION, GUIDANT CORPORATION and MIROWSKI FAMILY VENTURES, L.L.C.,	)	
	)	
Defendants.	)	

DECLARATION OF DAVID E. MOORE

1. I, along with Richard L. Horwitz, am local counsel for defendant Mirowski Family Ventures, L.L.C. ("MFV").

2. The designation "JURY TRIAL DEMANDED" under the civil action number in MFV's answer and counterclaim was meant to refer to the fact that Medtronic demanded a jury trial and not to request a jury trial on MFV's counterclaim. It is my understanding that this designation is in conformity with local practice.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct.

Executed this 23rd day of May, 2008.

/s/ David E. Moore
David E. Moore

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IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

CERTIFICATE OF SERVICE

I, David E. Moore, hereby certify that on May 23, 2008, the attached document was electronically filed with the Clerk of the Court using CM/ECF which will send notification to the registered attorney(s) of record that the document has been filed and is available for viewing and downloading.

I further certify that on May 23, 2008, the attached document was Electronically Mailed to the following person(s):

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