

1 JEAN-PAUL CIARDULLO, CA Bar No. 284170  
jciardullo@foley.com  
2 FOLEY & LARDNER LLP  
555 South Flower Street, Suite 3300  
3 Los Angeles, CA 90071  
Telephone: 213-972-4500  
4 Facsimile: 213-486-0065

5 ELEY O. THOMPSON (*pro hac vice*)  
ethompson@foley.com  
6 FOLEY & LARDNER LLP  
321 N. Clark Street, Suite 2800  
7 Chicago, IL 60654-5313  
Telephone: 312-832-4359  
8 Facsimile: 312-83204700

9 RUBEN J. RODRIGUES (*pro hac vice*)  
rrodrigues@foley.com

10 LUCAS I. SILVA (*pro hac vice*)  
lsilva@foley.com

11 JOHN W. CUSTER (*pro hac vice*)  
jcuster@foley.com

12 FOLEY & LARDNER LLP  
111 Huntington Avenue, Suite 2500  
13 Boston, MA 02199-7610  
Telephone: (617) 342-4000  
14 Facsimile: (617) 342-4001

15 *Attorneys for Plaintiff*  
16 *Philips North America LLC*

17 **UNITED STATES DISTRICT COURT**  
18 **CENTRAL DISTRICT OF CALIFORNIA**  
19 **WESTERN DIVISION**

20  
21 Philips North America LLC,

22 *Plaintiff,*

23 vs.

24 Garmin International, Inc.  
25 Garmin USA, Inc. and Garmin Ltd.,

26 *Defendants.*  
27  
28

Case No. 2:19-cv-06301-AB-KS

**DECLARATION OF RUBEN J.  
RODRIGUES IN SUPPORT OF  
PHILIPS NORTH AMERICA LLC's  
OPENING CLAIM CONSTRUCTION  
BRIEF**

1 I, Ruben J. Rodrigues, declare as follows:

2 1. I am an attorney at Foley & Lardner LLP, counsel to plaintiff Philips North  
3 America LLC (“Philips”) in this case.

4 2. Attached as **Exhibit 1** is a true and accurate copy of U.S. Patent No. 6,013,007.

5 3. Attached as **Exhibit 2** is a true and accurate copy of U.S. Patent No. 6,976,958.

6 4. Attached as **Exhibit 3** is a true and accurate copy of U.S. Patent No. 7,088,233.

7 5. Attached as **Exhibit 4** is a true and accurate copy of U.S. Patent No. 8,277,377.

8 6. Attached as **Exhibit 5** is a true and accurate copy of the expert disclosure of Dr.  
9 Thomas Martin, Ph.D date June 22, 2020.

10 7. Attached as **Exhibit 6** is a true and accurate copy of the Notice of Allowability  
11 dated June 11, 2004 from the prosecution history of U.S. Patent No. 7,088,233.

12 8. Attached as **Exhibit 7** is a true and accurate copy of the definitions of “govern”  
13 and “personal” from Merriam-Webster’s online dictionary as accessed on May 29<sup>th</sup>, 2020 and  
14 June 5<sup>th</sup>, 2020 , respectively.

15 9. Attached as **Exhibit 8** is a true and accurate copy of U.S. Patent No. 9,314,192.

16 10. Attached as **Exhibit 9** is a true and accurate copy of U.S. Patent No. 9,801,542.

17 11. Attached as **Exhibit 10** is a true and accurate copy of the Collins English  
18 Dictionary definition of “govern.”

19 12. Attached as **Exhibit 11** is a true and accurate copy of a response to an office action  
20 from the prosecution history of U.S. Patent No. 8,277,377 dated March 16, 2010.

21 13. Attached as **Exhibit 12** is a true and accurate copy of an office action from the  
22 prosecution history of U.S. Patent No. 8,277,377 dated August 10, 2010.

23 14. Attached as **Exhibit 13** is a true and accurate copy of a petition for *inter partes*  
24 review filed by Garmin against U.S. Patent No. 7,088,233.

25 I declare under penalty of perjury that the foregoing is true and correct.

26  
27 Dated: June 26, 2019

/s/ Ruben J. Rodrigues

28 Ruben J. Rodrigues