

LIBERTY MUTUAL INSURANCE CO.  
Petitioner

v.

**PROGRESSIVE CASUALTY INSURANCE CO.**  
Patent Owner

---

Case CBM2012-00002  
Patent 6,064,970

---

Before the Honorable JAMESON LEE, JONI Y. CHANG, and MICHAEL R. ZECHER, *Administrative Patent Judges*.

**RULE 42.64(b)(2) DECLARATION OF JORDAN M. ROSSEN**

I, Jordan M. Rossen, make the following Declaration pursuant to 28 U.S.C. § 1746:

1. I am an attorney with the law firm of Ropes & Gray LLP. I have worked at Ropes & Gray LLP since 2008.
2. I provide this Declaration pursuant to 37 C.F.R. § 42.64(b)(2) in response to Patent Owner's Objections to Evidence Pursuant to 37 C.F.R. § 42.64 in the above-captioned Covered Business Method Patent Review proceeding. Unless

was copied from pages of Chapters 1 and 2 of a book obtained from the Library of Congress. Exhibit 1021 also bears a library identification and date stamp.

4. Exhibit 1030 indicates Exhibit 1024 was downloaded from the web site of the publisher, [www.springer.com](http://www.springer.com). I have downloaded the document on August 16, 2013 from the same publisher's web site, and confirm that it contains identical text to the one filed as Exhibit 1024.

5. Exhibit 1030 indicates Exhibit 1025 was downloaded from the publisher's web site (<http://www.ieee.org>). I have downloaded the document on August 16, 2013 from the same publisher's web site (in particular through its digital library at <http://www.ieeexplore.org>, which is linked to the publisher's web site home page), and confirm that it contains identical text to the one filed as Exhibit 1025.

6. Exhibit 1030 indicates Exhibit 1026 was downloaded from the web site of the Casualty Actuarial Society, <http://www.casact.org/library/astin/vol20no1/33.pdf>, with a printout from the Casualty Actuarial Society website ([http://www.casact.org/research/dare/index.cfm?fa=print\\_view&abstrID=3546](http://www.casact.org/research/dare/index.cfm?fa=print_view&abstrID=3546)) indicating the date of publication appended at the end. I have downloaded the

or the author,

<http://www.derrig.com/research/FuzzyTechniquesOfPatternRecognition.pdf>. I

have downloaded the document on August 16, 2013 from the same author's web site and confirm that it contains identical text to the one filed as Exhibit 1027.

8. Exhibit 1030 indicates Exhibit 1028 was downloaded from the web site of the Casualty Actuarial Society,

<http://www.casact.org/pubs/proceed/proceed97/97734.pdf>, with a printout from the Casualty Actuarial Society website

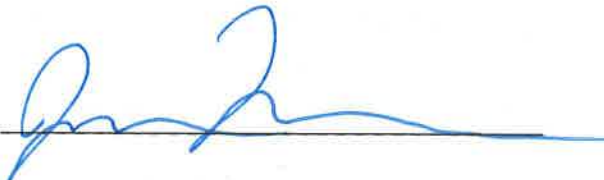
([http://www.casact.org/research/dare/index.cfm?fa=print\\_view&abstrID=3017](http://www.casact.org/research/dare/index.cfm?fa=print_view&abstrID=3017))

indicating the date of publication appended at the end. I have downloaded the document and viewed the web site on August 16, 2013 and confirm that they contain identical text to the ones filed as Exhibit 1028, with the exception of headings and formatting.

9. Exhibit 1030 indicates Exhibit 1029 was downloaded from Progressive Casualty Insurance Co.'s own website, <http://www.progressive.com/auto/snapshot-privacy-statement/>. Exhibit 1029 contains the date downloaded (8/6/2013 9:34:54 AM) on the bottom of every page. I have viewed the document on August 22, 2013

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

Executed on August 27, 2013



Jordan M. Rossen

at Washington, D.C.