

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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**LIBERTY MUTUAL INSURANCE CO.**  
Petitioner

v.

**PROGRESSIVE CASUALTY INSURANCE CO.**  
Patent Owner

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Case CBM2013-00009  
Patent 8,140,358

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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

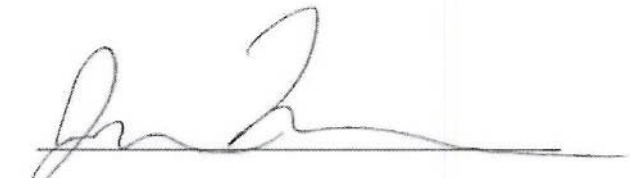
otherwise stated, the facts stated in this Declaration are based on my personal knowledge.

3. In my previous Declaration, Exhibit 1040, I indicated Exhibit 1029 was a true and correct copy of pages of Chapters 1 and 2 of a book entitled *Fuzzy Logic: Intelligence, Control, and Information*, authored by Reza Langari & John Yen, dated 1999, and obtained from the Library of Congress, bearing a library identification and date stamp. The book was obtained from the library of Congress in August 2013 and the copies were made at my direction for use in this and related proceedings.

4. In my previous Declaration, Exhibit 1040, I indicated that I had downloaded each of the documents contained in Exhibits 1034, 1035, 1036, 1037, 1038, and 1039 on August “26,” 2013. This was a typographical error, as I actually downloaded each of these documents on August 16, 2013. Thus, in Paragraphs 4-9 of my previous Declaration, each time I recite the date “August 26, 2013,” it should read “August 16, 2013.”

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

Executed on September 9, 2013



Jordan M. Rossen

at Washington, D.C.