

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

SMARTFLASH LLC,
Patent Owner.

Case CBM2014-00108¹
Patent 8,061,598

Before the Honorable JENNIFER S. BISK, RAMA G. ELLURU, NEIL T. POWELL, JEREMY M. PLENZLER, and MATTHEW R. CLEMENTS,
Administrative Patent Judges.

CLEMENTS, *Administrative Patent Judge.*

DECLARATION OF MICHAEL P. DUFFEY

I, Michael P. Duffey, make the following Declaration pursuant to 28 U.S.C. § 1746:

1. I am a Litigation Paralegal Specialist at the law firm of Ropes & Gray LLP.

¹ Case CBM2014-00109 has been consolidated with the instant proceeding.

2. I provide this Declaration in connection with the above-identified Covered Business Method Patent Review proceeding and Petitioner's Reply to Patent Owner Smartflash LLC's Response. Unless otherwise stated, the facts stated in this Declaration are based on my personal knowledge.

3. Exhibit 1031 hereto is a true and correct copy of the transcript of the April 8th & 9th, 2015 Deposition of Jonathan Katz, Ph.D., taken in connection with the above identified Covered Business Method Patent Review proceeding, which was transcribed and certified by Cappy Hallock, RPR, CRR, CLR, Certified Shorthand Reporter, licensed in the District of Columbia, of GregoryEdwards LLC, and delivered to me on April 14, 2015. An exhibit label on the first page and page numbers on all pages have been added to the bottom of this document but no other alterations have been made.

4. I have been informed that willfully false statements are punishable by fine or imprisonment, or both. I make this declaration of my own personal knowledge, and all statements are true. If called to testify as to the truth of the matters stated herein, I could and would testify competently.

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

Executed this 16th day of April, 2015, at East Palo Alto, CA.



Michael P. Duffey