

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE, INC.,

Petitioner,

v.

SMARTFLASH LLC,

Patent Owner.

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Case CBM2015-00121

Patent 8,794,516

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**DECLARATION OF EMILY E. TOOHEY  
IN SUPPORT OF PATENT OWNER'S RESPONSE**

Smartflash - Exhibit 2115  
Apple v. Smartflash

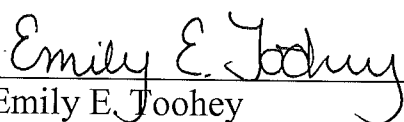
I, Emily E. Toohey, make the following Declaration pursuant to 28 U.S.C. § 1746:

1. I am a Litigation Paralegal at the law firm of Davidson Berquist Jackson & Gowdey, LLP.
2. I provide this Declaration in connection with Patent Owner's Response in the above-identified Covered Business Method Patent Review. Unless otherwise stated, the facts set forth in this declaration are based on my personal knowledge.
3. Exhibit 2105 is a true and correct copy of the Transcript of Deposition of Justin Douglas Tygar, Ph.D. taken on January 19, 2016 in CBM2015-00126 and -00129 as received from the Court Reporter, Planet Depos, 405 East Guide Dr., Suite 209, Rockville, MD 20850. An exhibit label and page numbers have been added to the bottom of the Transcript but no other alterations have been made.
4. Exhibit 2108 is a true and correct copy of the Transcript of Deposition of John P. J. Kelly, Ph.D. taken on February 3-4, 2016 in CBM2015-00121, -00123, -00124, -00127, -00130, 00131, and -00133; as received from the Court Reporter, Planet Depos, 405 East Guide Dr., Suite 209, Rockville, MD

20850. An exhibit label and page numbers have been added to the bottom of the Transcript but no other alterations have been made.

5. I make this declaration of my own personal knowledge. If called to testify as to the truth of the matters stated herein, I could and would testify competently.
6. I declare under penalty of perjury that the foregoing is true and correct.

Executed this 22<sup>nd</sup> day of February, 2016, at McLean, Virginia.

  
Emily E. Toohy