

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

YAMAHA CORPORATION OF AMERICA
Petitioner

v.

BLACK HILLS MEDIA, LLC
Patent Owner

Case No. IPR2013-00594
U.S. Patent 8,050,652

DECLARATION OF IVAN ZATKOVICH

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I, Ivan Zatkovich, hereby declare:

1. INTRODUCTION

1. I have been retained by Counsel for Patent Owner to provide opinions on certain issues concerning *Inter Partes* Review No. IPR2013-00594 of U.S. Patent No. 8,050,652 (“the ‘652 Patent”).

2. I am aware that the Petition filed in the above-identified proceeding asserted various grounds and that the Board instituted this proceeding on a subset of the asserted grounds. I am also aware that Petitioner submitted with the Petition a declaration of V. Michael Bove, Jr., Ph.D. (“the Bove Report”) opining on claim construction and the validity of the challenged claims.

3. I have been asked to analyze the ‘652 Patent, the art cited by the Petitioner, the Bove Report, and the Institution Decision dated March 20, 2014 (“the Institution Decision”), as they relate to the particular grounds instituted by the Board. My opinions are set forth below. I make these statements based upon facts and matters within my own knowledge or on information provided to me by others. All such facts and matters are true to the best of my knowledge and belief.

4. I am a Principal Consultant of eComp Consultants. My firm is compensated at a standard rate of \$475 per hour for my work on this matter. This

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