

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the *Inter Partes* Review of:

Trial Number: To Be Assigned

U.S. Patent No. 7,579,802

Filed: January 27, 2004

Issued: August 25, 2009

Inventor(s): Mario Boisvert, Randall
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Assignee: UUSI, LLC

Title: Collision Monitoring System

Panel: To Be Assigned

Mail Stop *Inter Partes* Review
Commissions for Patents
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**DECLARATION OF DR. C. ARTHUR MACCARLEY UNDER 37 C.F.R. §
1.68 IN SUPPORT OF PETITION FOR *INTER PARTES* REVIEW OF
U.S. PATENT NO. 7,579,802**

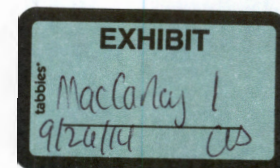


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I, C. Arthur MacCarley, do hereby declare as follows:

I. INTRODUCTION

1. I have been retained as an expert witness for the above-captioned Petition for *Inter Partes* Review (“IPR”) of U.S. Patent No. 7,579,802 (“the ’802 Patent”). I am being compensated for my time in connection with this IPR at my standard consulting rate of \$150.00 per hour. My compensation is not affected by the outcome of this matter.

2. I have been asked to provide my opinions regarding whether claims 1, 6-9, and 14 (“the Challenged Claims”) of the ’802 Patent are invalid as anticipated or because they would have been obvious to a person having ordinary skill in the art at the time of the alleged invention.

3. The ’802 Patent issued on August 25, 2009, from U.S. Patent Appl. No. 10/765,487 (“the ’802 Application”), filed on January 27, 2004. (Ex. 1005, the ’802 Patent.) I have been asked to assume that the invention date of each of claims 1, 6-9, and 14 of the ’802 Patent is April 22, 1992, the filing date of the earliest parent application (US Patent No. 5,334,876 or the ’876 Patent) to which the ’802 Patent could conceivably claim priority. To the extent the invention date of any of claims 1, 6-9, and 14 is later than April 22, 1992, my analysis still applies, and my conclusions regarding invalidity remain the same: if (as I

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