

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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**ZTE CORPORATION AND ZTE (USA) INC.**  
Petitioners

v.  
**IPR LICENSING, INC.**  
Patent Owner

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Case IPR2014-00525  
U.S. Patent No.: 8,380,244

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**AFFIDAVIT OF CHARLES M. MCMAHON IN SUPPORT OF MOTION  
TO CORRECT CLERICAL ERRORS AND RESUBMIT EXHIBITS IN  
PETITION FOR INTER PARTES REVIEW  
OF U.S. PATENT NO. 8,380,244**

I Charles M. McMahon declare that:

1. I am an attorney licensed to practice law in the State of Illinois, I am registered to practice before the U.S. Patent and Trademark Office, and I am a shareholder with the law firm of Brinks, Gilson & Lione, located at NBC Tower, Suite 3600, 455 North Cityfront Plaza Drive, Chicago, Illinois, 60611, and counsel for petitioners ZTE Corp. and ZTE (USA) Inc. (“ZTE”) in the above-captioned

action.

2. I have knowledge of the facts set forth herein, and if called to testify as a witness thereto, would do so under oath.

3. On August 5, 2014, counsel for the parties received an email from the Trial Paralegal, Ms. Althea Wilburn, notifying Petitioner that the uploaded version of the exhibit labeled Exhibit 1010 (337-TA-800 Comm'n Opinion (Public)) had been truncated, and requesting that Petitioner resubmit the complete exhibit.

4. After investigating the truncated exhibit, counsel for Petitioners learned that the exhibit label for Exhibit 1010 (337-TA-800 Comm'n Opinion (Public)) was mistakenly reversed with the label for Exhibit 1011 (337-TA-800 ALJ's Initial Determination (Public)) and that a citation on page one of the Petition was incorrectly listed as Exhibit 1010 instead of Exhibit 1011.

5. On August 6, 2014, counsel for Petitioners spoke with and exchanged emails with Ms. Wilburn to determine how to proceed in correcting the truncated exhibit and clerical errors.

6. Pursuant to instructions received from Ms. Wilburn, Petitioners are filing today: (1) a motion to correct clerical errors along with this affidavit in support; (2) complete versions of corrected Exhibits 1010 and 1011; and (3) a second corrected petition with one corrected citation.

7. Petitioners are submitting the Second Corrected Petition to correct a single citation error on page one of the petition. No other changes were made to the Petition.

8. Petitioners are also resubmitting complete versions of Exhibit 1010 (337-TA-800 Comm'n Opinion (Public)) and Exhibit 1011 (337-TA-800 ALJ's Initial Determination (Public)) with corrected labels to conform to the exhibit number in the Table of Exhibits.

9. I understand that in December and June 2013, respectively, the International Trade Commission served Patent Owner with complete, confidential versions of the publicly available documents submitted as Exhibits 1010 and 1011.

Executed this 6th day of August, 2014 at Chicago, Illinois. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

*/Charles M. McMahon/*  
Charles M. McMahon

## CERTIFICATE OF SERVICE

I hereby certify that a true copy of the foregoing **AFFIDAVIT OF CHARLES M. MCMAHON IN SUPPORT OF MOTION TO CORRECT CLERICAL ERRORS AND RESUBMIT EXHIBITS IN PETITION** has been served on August 6, 2014, by electronic mail on the following counsel of record for Patent Owner IPR Licensing, Inc.:

Lead Counsel	Backup Counsel
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*/s/ Charles M. McMahon*  
Charles M. McMahon