

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.
Petitioner,

v.

BLACK HILLS MEDIA, LLC
Patent Owner.

Case IPR2014-00717
Patent No. 6,108,686

DECLARATION OF MR. SUNGIL CHO

Samsung v. Black Hills Media

I, Sungil Cho, hereby declare and state as follows:

1. I am currently employed by Samsung Electronics Co., Ltd. in the position of Director. I have been in this position for one and a half years, and I have been employed by Samsung Electronics Co., Ltd. for ten years.
2. In my role as Director, my responsibilities include the coordination and supervision of outside counsel in the preparation, review, and filing of petitions for *inter partes* review of third party patents. In particular, I was responsible for coordinating with and supervising Covington & Burling LLP (“Covington”) in the preparation, review, and filing of petitions for *inter partes* review (“IPR”) (referred to collectively as “the Petitions”) of the following U.S. Patents that have been asserted by Black Hills Media, LLC against Samsung in International Trade Commission (ITC Inv. No. 337-TA-882) and/or District Court (*Black Hills Media, LLC v. Samsung Elecs. Co. Ltd., et al.*, No. 2:13-cv-00379) litigation :

6,108,686;

6,618,593;

7,835,689;

7,917,082;

8,028,323;

8,045,952;

8,050,652;

8,214,873; and

8,230,099.

3. The Petitions identify Samsung Electronics Co., Ltd. as the Petitioner, and identify Samsung Electronics Co., Ltd., Samsung Electronics America, Inc., and Samsung Telecommunications America, LLC (collectively “Samsung”) as real parties-in-interest.
4. In coordinating and supervising the preparation, review, and filing of the Petitions, I have knowledge of the individuals who received drafts of the Petitions, and of the individuals who were involved in substantive preparation, review, and filing of the Petitions. Samsung did not engage, coordinate with, or communicate with any outside counsel or representatives other than Covington in connection with the preparation, review, and filing of the Petitions.
5. Samsung did not send any drafts of any of the Petitions to Google or any counsel or representatives of Google. Samsung also did not authorize or instruct Covington to send drafts of any of the Petitions to Google or any counsel or representatives of Google.

6. Substantive input was not received from Google or any counsel or representatives of Google regarding the preparation, review or filing of any of the Petitions. Neither Google nor any counsel or representatives of Google provided any direction to, or control of, Samsung in the preparation, review, or filing of the Petitions.
7. Samsung did not receive any funding or monetary contributions from Google or any counsel or representatives of Google for the preparation, review, or filing of the Petitions.
8. Samsung has paid and is paying all of Covington's fees with respect to the preparation, review, and filing of the Petitions and the resulting IPR proceedings. Samsung also has paid and is paying all of Covington's fees with respect to the proceeding before the International Trade Commission instituted based on Black Hills Media, LLC's complaint (ITC Inv. No. 337-TA-882) and the action that Black Hills Media, LLC filed in the Eastern District of Texas (*Black Hills Media, LLC v. Samsung Elecs. Col, Ltd., et al.*, No. 2:13-cv-00379).

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under § 1001 of Title 18 of the United States Code.

Dated: September 2, 2014

Respectfully submitted,

By 
Sungil Cho