

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

Applicant: Darbee et al.	Universal Remote Control, Inc.
Case No.: IPR2014-01103	v.
Filing Date: September 29, 1994	Universal Electronics, Inc.
Patent No.: 5,552,917	Trial Paralegal: Cathy Underwood
Title: REMOTE CONTROL	Attorney Doc.: 059489.144000
Applicant: Darbee	Universal Remote Control, Inc.
Case No.: IPR2014-01106	v.
Filing Date: April 8, 1993	Universal Electronics, Inc.
Patent No.: 5,255,313	Trial Paralegal: Cathy Underwood
Title: UNIVERSAL REMOTE CONTROL SYSTEM	Attorney Doc.: 059489.144100
Applicant: Darbee et al.	Universal Remote Control, Inc.
Case No.: IPR2014-01102	v.
Filing Date: September 24, 1990	Universal Electronics, Inc.
Patent No.: 5,228,077	Trial Paralegal: Cathy Underwood
Title: REMOTELY UPGRADABLE UNIVERSAL REMOTE CONTROL	Attorney Doc.: 059489.144200

Applicant:	Darbee	Universal Remote Control, Inc.
Case No.:	IPR2014-01104	v.
Filing Date:	October 8, 1993	Universal Electronics, Inc.
Patent No.:	5,414,761	Trial Paralegal: Cathy Underwood
Title:	REMOTE CONTROL SYSTEM	Attorney Doc.: 059489.144300

### **DECLARATION OF RAMZI S. AMMARI**

I, Ramzi S. Ammari, hereby declare as follows:

#### **I. Background And Qualifications**

1. I am employed by Patent Owner Universal Electronics, Inc. (“UEI”). My current position is Senior Vice President, Corporate Planning and Strategy.
2. I have personal knowledge of the facts discussed herein and/or have recently gained such knowledge from information transmitted by a person(s) with knowledge and/or my review of the records maintained by UEI in the course of regularly conducted business activity, and, if called to testify, I would and could competently testify to those facts on behalf of UEI.
3. I earned a Bachelor of Science degree in Engineering from the University of California, Irvine in 1989 and a Master of Business Administration (MBA) also from the University of California, Irvine in 1993.

4. I joined UEI in July 1997. Prior to being employed by UEI, I served as Business Planning Manager at Mitsubishi Consumer Electronics of America. I am currently responsible for all aspects of product development at UEI's corporate headquarters located in Santa Ana, California.

5. I have been asked in this matter by UEI to provide background information and analysis of U.S. Patent Nos. 5,228,077 (the "'077 patent"), 5,255,313 (the "'313 patent"), 5,414,761 (the "'761 patent"), and 5,552,917 (the "'917 patent") (collectively, the "UEI Patents") pursuant to the Board's decision instituting an *inter partes* review of Claim 13 of the '077 patent, Claims 1, 2, and 20 of the '313 patent, Claims 1, 9, 10, and 14-17 of the '761 patent, and Claim 1 of the '917 patent (collectively, "Instituted Claims"), and to specifically address evidence of commercial acquiescence (*i.e.*, recognition and acceptance by competitors in the industry who have taken licenses to avail themselves of the merits of the UEI Patents and patents that are related to the UEI Patents) and the commercial success of the UEI Patents.

6. The UEI Patents all claim priority to abandoned non-provisional U.S. Application Serial No. 07/109,336, which was filed on October 14, 1987.

7. It is my understanding that UEI owns the UEI Patents.

## II. The Instituted Claims Of The UEI Patents

8. The Instituted Claims generally cover apparatuses, systems and methods for upgrading remote controls in which the remote control is upgraded via a connection to a computer.

## III. Commercial Acquiescence By The Remote Control Industry

9. A large proportion of the remote control industry has taken licenses to the UEI Patents.

10. Players in the remote control field who have taken licenses to the UEI Patents include: (1) Logitech Inc., Logitech Europe S.A., Logitech International S.A. (collectively, “Logitech”); [REDACTED]

11. On June 28, 2004, Logitech took a license to the UEI Patents, among other patents. (*See* June 28, 2004, Settlement and License Agreement, Exhibit 2031 ¶ 1.5.) [REDACTED]

(*See id.* ¶ 1.6.)

12. On July 12, 2012, [REDACTED]  
[REDACTED] (*See* July 12, 2012, Settlement and License Agreement,

Exhibit 2033 ¶ 1.5.)

13. On January 1, 2002, [REDACTED]

[REDACTED] (See January 1, 2002, [REDACTED], Exhibit 2039 ¶

1.5 [REDACTED]

[REDACTED]

14. On September 1, 2009, [REDACTED]

[REDACTED] (See September 1, 2009, [REDACTED], Exhibit

2040 ¶ 1.4.)

15. On January 1, 2007, [REDACTED]

[REDACTED] (See January 1, 2007, [REDACTED],

Exhibit 2042 ¶ 1.5.)

16. On December 17, 2001, [REDACTED]

[REDACTED] (See December 17, 2001, [REDACTED]

Exhibit 2044 ¶ 1.5 [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

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