

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Owens Corning,
Petitioner
v.
Fast Felt Corporation,
Patent Owner

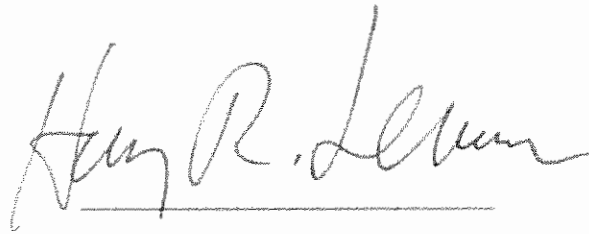
Inter Partes Review No. IPR2015-00650

**Declaration of Harvey R. Levenson Regarding
U.S. Patent No. 8,137,757**

I, Harvey R. Levenson, do hereby declare and state, 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 Section 1001 of Title 18 of the United States Code.

Dated:

2/2/15

A handwritten signature in cursive script that reads "Harvey R. Levenson". The signature is written in black ink and is positioned above a horizontal line.

Harvey R. Levenson

Declaration of Harvey R. Levenson

1. I have been retained by counsel for Petitioner Owens Corning Corporation (“Owens Corning”) as an expert witness in the above-captioned proceedings. I have been asked to render an opinion regarding the validity of the claims of U.S. Patent No. 8,137,757 (“the ‘757 Patent”). (Ex. 1001).

2. I have been in the graphic communication industry for 53 years, including my higher education. I hold four degrees in printing and communication including a Ph.D. in Rhetoric and Communication from the University of Pittsburgh, a M.S. degree in Printing Management from South Dakota State University, a B.S. degree in Printing from the Rochester Institute of Technology, and an A.A.S. degree in Graphic Arts and Advertising Technology from New York City College of Technology.

3. I am Professor Emeritus and founder and immediate past Director of the Graphic Communication Institute at Cal Poly in San Luis Obispo, California. The Institute focuses on industry research, testing, product evaluations, consulting, training, seminars, workshops, conferences, and publishing.

4. From 1983 – 2013, I served as a tenured Full Professor and Department Head of Graphic Communication at Cal Poly. My teaching and research specialties are printing and publishing, technology, communication, media, digital imaging, intellectual property, and research methods.

Declaration of Harvey R. Levenson

5. Prior to joining Cal Poly in 1983, I founded and chaired the Division of Graphics, Design, and Communication at La Roche College in Pittsburgh, Pennsylvania before which I was Associate Director of Technical Services for the Graphic Arts Technical Foundation, also in Pittsburgh.

6. Over the years, I actively served on committees and boards of many graphic arts organizations including the Graphic Arts Technical Foundation, the Technical Association of the Graphic Arts, Electronic Document Systems Foundation, the Graphic Arts Literacy Alliance, and I am past President of the Accrediting Council for Collegiate Graphic Communications. I was also elected to the Graphic Arts Technical Foundation (now Printing Industries of America) Society of Fellows. For my work in education and industry, I received many awards and accolades, which are listed in my full *curriculum vitae* attached hereto as Attachment A hereto.

7. I am an active researcher, consultant, expert witness and speaker on matters related to printing, technology, graphic arts patents, copyrights, trade secrets, media, and communication, and authored many articles and books on these subjects, which are further described in Attachment A.

8. I am not an employee of Owens Corning. I am being compensated for my time and analysis and reimbursed for any travel expenses. My compensation is

Declaration of Harvey R. Levenson

not contingent on the outcome of this proceeding or the specifics of my testimony.

My compensation does not impact my opinions.

9. I believe I possess at least an ordinary level of skill in printing technology.

10. I have reviewed U.S. Patent No. 8,137,757 (the '757 Patent) (Ex. 1001) and its U.S. Patent and Trademark Office prosecution history (Ex. 1002).

11. I have also reviewed the following references in connection with this declaration:

- a. U.S. Patent No. 6,451,409 ("Lassiter") (Ex. 1003).
- b. U.S. Patent No. 5,101,759 ("Hefele") (Ex. 1004).
- c. U.S. Patent No. 6,875,710 ("Eaton") (Ex. 1005).
- d. PCT Int'l Pub. WO 00/71834 ("Allman") (Ex. 1006).
- e. U.S. Patent No. 5,597,618 ("Bayer") (Ex. 1007).
- f. U.S. Patent Publication No. 2004/0178544 ("Jackson") (Ex. 1008).
- g. U.S. Patent No. 4,755,545 ("Lalwani") (Ex. 1009).
- h. U.S. Patent No. 5,365,709 ("Lassiter II") (Ex. 1010).
- i. *Gravure Process and Technology* (1991), Gravure Education Foundation and Gravure Association of America ("Gravure Process") (Ex. 1011).

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