

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

CORE WIRELESS LICENSING S.A.R.L.,
Patent Owner.

DECLARATION OF SCOTT A. DENNING

I, Scott A. Denning, hereby declare as follows:

I have been retained by Patent Owner Core Wireless Licensing S.A.R.L. to provide my opinions in support of their Responses to the Petitions for *Inter Partes* Review of U.S. Patent No. 8,434,020 (IPR2015-01898) and U.S. Patent No. 8,713,476 (IPR2015-01899), pursuant to the legal standards set forth in Section VII below. I am being compensated for my time at the rate of \$350 per hour for time spent on non-deposition tasks, and \$450 per hour for deposition time. I have no interest in the outcome of this proceeding.

I. BACKGROUND AND QUALIFICATIONS

1. I am currently employed as an independent computer technologies expert and consultant. My background and qualifications are set forth in my *curriculum vitae*, attached as Exhibit A.
2. As set forth in my *curriculum vitae*, I have a Bachelor of Science in Computer Science and over twenty-seven years of professional experience in hardware design and software engineering for embedded systems in the areas of security, digital video, robotics, navigation, communication, signals processing, high-performance computing, network computing, and many areas of desktop and workstation software design.

3. During this time, I have worked as a consultant, as an expert, as an engineer, as a software developer, as a manager, as a company executive, and as a forensic investigator. Specific cellular phone, mobile device and embedded graphical user interface technologies that I have designed and implemented include vehicle installed data collection equipment, military fire control devices, military signal direction finder, military signals processing including RADAR, SATCOM receiver/transmitters, menu driven emergency location communicators, PDA mobile mapping and tracking applications, embedded web user interfaces for GPS receivers and PC based video recorders. I have also created numerous text based menu driven user interfaces for devices with small LCD or LED displays including credit card writers/readers, personal communicators, video recorders, video controllers, robotic controls, lighting controls, and alarm systems. Additionally, I have designed and developed, as well as managed and assisted in the design and development of many computer hardware and software systems.

4. My experience includes decades of electronic packaging, circuit design, circuit board layout, and software development. It also includes consulting and providing expert experience in many aspects of the computer field, from microcomputers to supercomputers, and in all areas of programming. I have experience as a design engineer, systems architect, principal engineer, project

manager, and company executive, as well as experience in reverse engineering and forensic investigation. My additional experience is listed in my *curriculum vitae*.

II. MATERIALS CONSIDERED

5. In forming my opinions, in addition to my knowledge and experience, I have considered the following documents and things that I have obtained, or that have been provided to me, as well as any other references cited herein that may not be listed below:

- U.S. Patent No. 8,434,020 to Martyn (the ‘020 patent), and also aspects of its prosecution history before the U.S. Patent & Trademark Office
- U.S. Patent No. 8,713,476 to Martyn (the ‘476 patent)
- U.S. Patent No. 7,225,409 to Schnarel *et al.* (“Schnarel”)
- U.S. Patent No. 6,993,362 to Aberg (“Aberg”)
- U.S. Patent No. 6,593,945 to Nason *et al.* (“Nason”)
- U.S. Provisional Patent Application No. 60/135,385 filed by Nason *et al.* (“Nason Provisional”)
- U.S. Patent No. 6,256,516 to Wagner *et al.* (“Wagner”)
- U.S. Patent No. 6,668,353 to Yurkovic (“Yurkovic”)
- U.S. Patent No. 6,333,973 to Smith *et al.* (“Smith”)

- Petition for *inter partes* review against the ‘020 patent (IPR2015-01898) and the supporting Declaration of Dr. Myers (Ex. 1003 in IPR2015-01898) (“Myers ‘98”)
- Petition for *inter partes* review against the ‘476 patent (IPR2015-01899) and the supporting Declaration of Dr. Myers (Ex. 1003 in IPR2015-01899) (“Myers ‘99”)
- U.S. Patent No. 6,993,328 to Oommen (Ex. 2009) (“Oommen”)
- U.S. Patent No. 6,781,611 to Richard (Ex. 2008) (“Richard”)

III. THE PERSON OF ORDINARY SKILL IN THE ART

6. In my opinion, a person of ordinary skill in the relevant art (“POSITA”) of the ‘020 and ‘476 patents has at least a bachelor’s degree in electrical engineering or computer science with two or more years of experience in graphical user interfaces. I understand that the Petitioner applied a substantially similar standard for a POSITA, and my opinions presented below are equally applicable under either standard.

7. Even if any opinion in this declaration is expressed in the present tense, my opinions are given from the perspective of a person of ordinary skill in the art at the time of the July 28, 2000 filing of the Great Britain Application No. 0019459.7, from which both the ‘020 and ‘476 patents claim priority and benefit.

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.