

UNITED STATES PATENT AND TRADEMARK OFFICE

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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**APPLE, INC.**

Petitioner

v.

**VOIP-PAL.COM, INC.**

Patent Owner

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Case IPR2016-01201

Patent 8,542,815

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**DECLARATION OF WILLIAM R. ZIMMERMAN  
IN SUPPORT OF PRO HAC VICE MOTION**

I, William R. Zimmerman, do hereby declare:

1. I am a partner in the law firm of Knobbe Martens Olson & Bear, LLP. Lead counsel in this *inter partes* review proceeding is Kerry S. Taylor, who is also a partner in the law firm of Knobbe, Martens, Olson, & Bear, LLP. Mr. Taylor is registered to practice before the United States Patent and Trademark Office and holds Registration No. 43,947. With respect to this proceeding, I will work closely with Mr. Taylor.

2. I have over 18 years of experience as a patent litigator and have represented clients in numerous patent litigation cases in various United States District Courts and the Court of Appeals for the Federal Circuit. I also have experience in *inter partes* review proceedings, for example, IPR2013-00024, IPR2013-00128, IPR2013-00266, IPR2013-00517, IPR2013-00518, IPR2014-00549, IPR2014-00550, IPR2014-01093, IPR2015-00265, IPR2015-00268, IPR2016-00397, IPR2016-00399, IPR2016-00549, IPR2016-00553, IPR2016-00557, and IPR2016-00559. In numerous of those proceedings, I have conducted telephone conferences with opposing counsel and Board members, and I have presented the Oral Argument for numerous of those proceedings.

3. I am comfortable and experienced with technically and legally complex matters, such as will be present in this proceeding. In addition to my experience with technically and legally complex patent matters, I hold a Bachelor of Science degree in Chemical Engineering from the University of Notre Dame. I also served as a law clerk to the Honorable Alvin A. Schall, Circuit Judge of the United States Court of Appeals for the Federal Circuit.

4. I am familiar with U.S. Patent 8,542,815 and with the issues in the *inter partes* review of U.S. Patent 8,542,815, which forms the basis for this proceeding. I also am familiar with U.S. Patent 9,179,005 and with the issues in *inter partes* review of U.S. Patent 9,179,005, which forms the basis for related matter IPR2016-01198. For example, I am aware that the Board has instituted *inter partes* review of various claims in both proceedings based on two obviousness grounds presented in each of the two respective Petitions, and that Patent Owner has filed respective Responses discussing prior reduction to practice and non-obviousness of the claims. In view of my experience in *inter partes* review proceedings, legal and technical background, and familiarity with the issues in the present matter and the related matter, Patent Owner Voip-Pal, Inc. has requested my services in the present matter and related matter IPR2016-01198.

5. I am a member in good standing of the Bar of the State of California and the Bar of the District of Columbia. I am admitted to practice before the Supreme Court of the United States and before the United States Court of Appeals for the Federal Circuit.

6. I have never been suspended or disbarred from practice before any court or administrative body.

7. I have never had a court or administrative body deny my application for admission to practice.

8. I have never been sanctioned or cited for contempt by any court or administrative body.

9. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in Part 42 of Title 37 of the C.F.R.

10. I agree to be subject to the United States Patent and Trademark Office Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.*, and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

11. In the past three (3) years, I have appeared *pro hac vice* in proceedings before the United States Patent and Trademark Office in the matters of *Intelligent Bio-Systems, Inc. v. Illumina Cambridge Ltd.*, IPR2013-00128, IPR2013-00266, IPR2013-00517, and IPR2013-00518; in the matter of *Ariosa Diagnostics, Inc. v. Illumina, Inc.*, IPR2014-01093; in the matters of *Noven Pharmaceuticals, Inc. and Mylan Pharmaceuticals Inc. v. Novartis AG and LTS Lohman Therapie-Systeme AG*, IPR2014-00549, IPR2014-00550, IPR2015-00265 and IPR2015-00268; in the matters of *Lupin Limited and Lupin Pharmaceuticals Inc. v. iCeutica Pty Ltd.*, IPR2016-00397 and IPR2016-00399; and in the matters of *Illumina, Inc. v. Cornell Research Foundation, Inc.*, IPR2016-00549, IPR2016-00553, IPR2016-00557, and IPR2016-00559.

12. I 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 Section 1001 of Title 18 of the United States Code.

IPR20160-01201

Apple, Inc. v. Voip-Pal, Inc.

Dated: 4/26/17

By: W.R. Zimmerman  
William R. Zimmerman

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