

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In the *Inter Partes* Review of:

Trial Number: To Be Assigned

U.S. Patent No. 8,559,635

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Inventor(s): John Christopher Harvey, James
William Cuddihy

Assignee: Personalized Media
Communications, LLC

Title: Signal processing apparatus and methods Panel: To Be Assigned

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**DECLARATION OF ANTHONY J. WECHSELBERGER UNDER 37 C.F.R.
§ 1.68 IN SUPPORT OF PETITION FOR *INTER PARTES* REVIEW OF
U.S. PATENT NO. 8,559,635**

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I, Anthony J. Wechselberger, do hereby declare as follows:

I. INTRODUCTION

1. I have been retained as an expert witness on behalf of Apple, Inc. (“Apple”) for the above-captioned Petition for *Inter Partes* Review (“IPR”) of U.S. Patent No. 8,559,635 (“the ’635 patent”). I am being compensated for my time in connection with this IPR at my standard consulting rate of \$350 per hour. My compensation is not affected by the outcome of this matter.
2. I have been asked to provide my opinions regarding whether Claims 1-4, 7, 13, 18, 20, 21, 28-30, 32, and 33 of the ’635 patent (“the Challenged Claims”) are invalid as anticipated or would have been obvious to a person having ordinary skill in the art at the time of the alleged invention.
3. The ’635 patent issued on October 15, 2013, from U.S. Patent Appl. No. 08/449,413 (“the ’413 application”), filed on May 24, 1995. (Ex. 1003 at cover.) The ’635 patent alleges to be a continuation of a series of applications dating back to U.S. Patent Appl. No. 07/096,096 filed on September 11, 1987, now U.S. Patent No. 4,965,825 (“the ’096 Application”). The ’096 Application alleges to be a continuation-in-part of a series of applications dating back to U.S. Patent Appl. No. 06/317,510 filed November 3, 1981, now U.S. Patent No. 4,694,490 (“the ’510 Application”).

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