

EXHIBIT

1023

**EXPERT DECLARATION OF DR. LEONARD J FORYS
FOR
INTER PARTES REVIEW OF U.S. PATENT NO. 6,775,235**

TABLE OF CONTENTS

I. INTRODUCTION3

II. QUALIFICATIONS6

III. PERSON OF ORDINARY SKILL IN THE ART 14

IV. LEGAL UNDERSTANDING 16

V. THE ‘235 PATENT23

VI. CLAIM CONSTRUCTION35

VII. STATE OF THE ART40

VIII. OBVIOUSNESS OF CLAIMS 4-15, 19, AND 22-24 OF THE ‘235
PATENT UNDER 35 U.S.C. §§ 102-10383

IX. CONCLUSION.....215

I. INTRODUCTION

1. I, Dr. Leonard J Forys, submit this declaration in support of a Petition for *Inter Partes* Review of United States Patent No. 6,775,235 (“the ‘235 Patent”), owned by FatPipe Networks India Limited (“Fatpipe” or “Patent Owner”). I have been retained in this matter by McGuire Woods LLP (“Counsel”) on behalf of Viptela, Inc. (“Petitioner”). I understand that Petitioner Viptela is the Real Party-in-Interest to this Petition.

2. I make this declaration based upon my personal knowledge. I am over the age of 21 and am competent to make this declaration.

3. The statements herein include my opinions and the bases for those opinions, which relate to at least the following documents of the pending *Inter Partes* review petition:

- U.S. Patent No. 6,775,235 by Sanchaita Datta and Ragula Bhaskar entitled “Tools and Techniques for Directing Packets over Disparate Networks” (“the ‘235 Patent”) (Ex. 1001).
- File History for U.S. Patent No. 6,775,235 (Ex. 1002).
- U.S. Patent No. 7,406,048 by Sanchaita Datta and Ragula Bhaskar entitled “Tools and Techniques for Directing Packets over Disparate Networks” (“the ‘048 Patent”) (Ex. 1003).
- File History for U.S. Patent No. 7,406,048 (Ex. 1004).

- U.S. Patent No. 6,628,617 by Mark John Karol and Malathi Veeraraghavan entitled “Technique for Interconnecting Traffic on Connectionless and Connection-Oriented Networks” (“Karol”) (Ex. 1006).
- *TCP/IP Illustrated Volume 1, The Protocols* by W. Richard Stevens, Addison-Wesley Professional Computing Series, 1994, ISBN 0-201-63346-9, (“Stevens”) (Excerpts provided in Ex. 1007).
- *Data and Computer Communications* by William Stallings, Prentice-Hall, 5th Edition, 1997, ISBN-81-203-1240-6, (“Stallings”) (Excerpts provided in Ex. 1011).
- U.S. Patent No. 6,317,431 by Terence G Hodgkinson and Alan W O’Neill entitled “ATM Partial Cut-Through” (“Hodgkinson”) (Ex. 1015).
- U.S. Patent No. 6,748,439 by David R. Monachello et al. entitled “System and Method for Selecting Internet Service Providers from a Workstation that is Connected to a Local Area Network” (“Monachello”) (Ex. 1009).
- U.S. Patent No. 6,396,833 to Shujin Zhang et al. entitled “Per User and Network Routing Tables” (“Zhang”) (Ex. 1019)
- U.S. Patent Publication No. 2002/0010866 by David J. McCullough et al. entitled “Method and Apparatus for Improving Peer-to-Peer Bandwidth Between Remote Networks by Combining Multiple Connections Which Use Arbitrary Data Paths” (“McCullough”) (Ex. 1020)

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.