

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BMW OF NORTH AMERICA, LLC,

Petitioner

v.

BLITZSAFE TEXAS, LLC

Patent Owner

U.S. Patent No. 8,155,342

Filing Date: June 27, 2006

Issue Date: April 10, 2012

Title: MULTIMEDIA DEVICE INTEGRATION SYSTEM

Case No. IPR2018-00927

**DECLARATION OF JAMES T. GEIER IN SUPPORT OF PETITION FOR
INTER PARTES REVIEW**

I, James T. Geier, hereby declare and state as follows:

I. INTRODUCTION

A. Qualifications

1. I have been asked to prepare a declaration on behalf of BMW of North America, LLC (“BMWNA” or “Petitioner”) in connection with a petition for inter partes review of U.S. Patent 8,155,342 (EX1001). Specifically, I have been retained as an independent expert consultant by BMWNA to provide my opinions on the technology claimed in, and the patentability or unpatentability of, claims 49-64, 66, 68-88, 94-97, 99-111, 113, 115, 116, 119 and 120 of U.S. Patent 8,155,342 (“the challenged claims”).

2. Although I am being compensated for the time I spend on this matter, no part of my compensation depends on the outcome of this proceeding, and I have no other interest in this proceeding.

3. I have 30 years of experience in the communications industry designing, analyzing and implementing communications systems, wireless networks, and mobile devices.

4. I received a Bachelor’s Degree in Electrical Engineering from California State University in 1985. I received a Master’s Degree in Electrical Engineering from the Air Force Institute of Technology in 1990. I also received an M.B.A. from the University of Phoenix in 2001.

5. From 1986 to 1989, while in the Air Force and assigned to the 1815th Operational Test and Evaluation Squadron, I tested and evaluated wired and wireless communications systems supporting the transport of military data, voice and video information worldwide. For example, this included running tests to validate performance and compatibility of different communications devices, such as secure telephones. During this time, I was also an instructor at the 1815th System Evaluation School, where I developed and taught courses on communications technologies and test methods.

6. From 1990 to 1992, while in the Air Force and assigned to the Information Systems Center, I designed and implemented computer networks for Wright-Patterson Air Force Base. This involved testing some of the first-available routers, switches and controllers in a laboratory environment and then later designing and overseeing the installation of corresponding networks throughout Wright-Patterson Air Force Base for supporting thousands of users.

7. From 1992 to 1994, while employed at Adroit Systems, Inc., I analyzed and evaluated communications technologies for use in Airborne communications platforms, such as aircraft and satellites, to support secure transport of data, voice and video information.

8. From 1994 to 1996, while employed at TASC, Inc., I designed and implemented communication networks for civilian and military applications. For example, I analyzed and designed for the U.S. Department of Defense an audio /

video conferencing system for use by soldiers in battlefields. I also designed a highly secure communications network supporting data, voice and video applications for a U.S. Navy attack submarine.

9. From 1996 to 2000, while employed at Monarch Marking Systems, I designed and developed wireless printers and corresponding networks for customers. This included designing wireless bar code scanners having voice command recognition capabilities. In addition, I designed and implemented wireless middleware that provided an interoperable interface between incompatibility bar code scanners and servers.

10. Since 2000, I have been an independent consultant working under the business name Wireless-Nets, Ltd., where I have been analyzing and designing wireless devices, communications systems and applications. As examples, I have designed and tested voice-over-Wi-Fi user devices and networks, designed and implemented drivers for Bluetooth transceivers, and implemented microcontroller-based audio encoding for operation over ZigBee wireless networks.

11. A copy of my curriculum vitae is attached.

B. Materials Reviewed

12. In forming my opinions expressed in this declaration, I have considered, among other things:

Exhibit	Description
1001	U.S. Patent No. 8,155,342 (“the ’342 patent”)
1002	U.S. Patent No. 7.870.142 (“Michmerhuizen”)

1003	U.S. Provisional Application No. 60/789,176 (“Michmerhuizen Provisional”)
1004	ID3v2 Made Easy (available at www.id3.org/easy.html , print date May 12, 2003) and 1999 ID3v2 – Informal Standard (available at www.id3.org/id3v2.3.0.html , print date May 12, 2003) (collectively “ID3v2”)
1005	U.S. Patent Application Publication No. 2003/0215102 (“Marlowe”)
1006	U.S. Patent No. 7,188,186 (“Meyer”)
1007	Excerpt from file history of U.S. Patent No. 7,188,186
1008	U.S. Patent Application No. 11/475,847 (“the ’847 application”)
1009	U.S. Patent Application No. 11/071,667 (“the ’667 application”)
1010	U.S. Patent Application No. 10/732,909 (“the ’909 application”)
1011	U.S. Patent Application No. 10/316,961 (“the ’961 application”)
1012	Copy of ’342 Patent (With New Matter Highlighted)
1013	Portions of Plaintiff’s Infringement Contentions Exhibit B, served September 2017 in <i>Blitzsafe Texas, LLC v. Bayerische Motoren Werke AG et al.</i> , 2:17-cv-00418 (E.D. Tex.)
1014	File History of the ’342 Patent
1016	The audio/mpeg Media Type, Network Working Group, available at https://tools.ietf.org/html/rfc3003 , November 2000 (“IETF”).
1017	Advanced Audio Distribution Profile Specification, Adopted version 1.0., Bluetooth Audio Video Working Group, available at https://5series.net/forums/attachments/bluetooth-cell-phone-forum-26/16361d1141774343-samsung-phone-sends-music-5-series-out-a2dp_spec_v10.pdf , May 22, 2005.
1018	Hillyard, Jason, Creating audio applications with Bluetooth, <i>EE Times</i> , available at https://www.eetimes.com/document.asp?doc_id=1277103 , April 18, 2003.

In forming my opinions, I have also relied on my education and experience.

C. Relevant Legal Standards

13. I have been asked to consider the ’342 patent and what I have been advised is prior art to the ’342 patent, and to offer my opinions on the effect of that art on the claims of the ’342 patent. In particular, I have been asked to consider whether

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.