

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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UNIFIED PATENTS INC.,  
Petitioner,

v.

BRADIUM TECHNOLOGIES LLC,  
Patent Owner.

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Case IPR2018-00952  
Patent No. 9,253,239

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**DECLARATION OF DR. PEGGY AGOURIS  
IN SUPPORT OF  
BRADIUM TECHNOLOGIES LLC'S  
PATENT OWNER RESPONSE PURSUANT TO  
37 C.F.R. §42.120**

**Bradium Exhibit 2054**

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## I. INTRODUCTION

1. I have been retained by counsel for Bradium Technologies LLC (“Bradium” or “Patent Owner”) as an expert consultant in regards to *inter partes* review proceeding IPR2018-00952 for U.S. Patent No. 9,253,239 (“the ’239 Patent”). I previously provided a declaration for IPR2016-01897, which also involved claims of U.S. Patent No. 9,253,239, which is Exhibit 2014 for that proceeding.

2. In this proceeding (IPR No. IPR2018-00952), I understand that Unified Patents Inc. (“Unified” or “Petitioner”) filed a petition challenging the validity of Claims 1 through 25 of the ’239 Patent. I further understand that Bradium disclaimed all claimed except for Claim 20 (which depends from Claim 1). Therefore, I understand that the only claim currently at issue in this proceeding is Claim 20 (which includes the elements of Claim 1 from which it depends).

3. I further understand that Bradium filed a Preliminary Patent Owner Response on September 24, 2018. Although I understand that Bradium submitted a confidential Preliminary Patent Owner Response, I have reviewed only the publicly-available version. I understand that the confidential information at issue in this proceeding does not relate to technical matters. I have not received or considered confidential information in regards to this proceeding.

4. I understand that, for this proceeding, IPR2018-00952, the Board has instituted a review as to claim 20.

5. I understand that the Board has instituted an *inter partes* review on a on a single ground: whether Claim 20, which depends from Claim 1, is unpatentable as obvious over the combination of **Reddy, Hornbacker, and Rosasco**. I was asked to consider whether the Claim 20 of U.S. Patent No. 9,253,239 (EX1001), would have been obvious to a person of ordinary skill in the art (“POSITA”) as of the date of the invention over this single asserted prior art ground.

6. For time spent in connection with this case, I am being compensated at my customary rate. My compensation is not dependent upon the outcome of this petition or any issues involved in or related to the '239 Patent, and I have no other financial stake in this matter. I have no financial interest in, or affiliation with, any of the real parties in interest or the patent owner.

## II. BACKGROUND AND QUALIFICATIONS

7. This is a summary of my background and qualifications. I set forth my background in more detail in my Curriculum Vitae which is attached as Appendix A.

8. I am currently Dean of the College of Science at George Mason University. I am additionally the Director of the Center for Earth Observing &

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