

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SNAP, INC.,
Petitioner

v.

BLACKBERRY LIMITED,
Patent Owner

Case No. IPR2019-00714
Patent No. 8,825,084

SECOND DECLARATION OF PATRICK McDANIEL, PH.D.

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I, Patrick D. McDaniel, of State College, Pennsylvania, declare that:

I. INTRODUCTION AND SCOPE OF WORK

1. I have been retained by Fish & Richardson P.C. as an expert witness on behalf of BlackBerry Limited (“Blackberry” or “Patent Owner”). I understand that Snap, Inc. (“Snap” or “Petitioner”) filed a Petition for *inter partes* review (“IPR”) of claims 1-2, 5-6, 9-10, 12-13, and 15 of U.S. Patent No. 8,825,084 (“the ’084 patent”), and the case was assigned case no. IPR2019-00714 (“the ’084 IPR proceeding”).

2. I previously submitted a declaration (“my First Declaration”) in the ’084 IPR proceeding on June 11, 2019. Since that time, I understand that the Patent Trial and Appeal Board (“PTAB” or “Board”) instituted trial in the ’084 IPR proceeding. *See* Institution Decision (IPR2019-00714). Based on further review of the Snap’s IPR Petition of the ’084 patent, the Board’s decision instituting trial in the ’084 IPR proceeding (“Institution Decision”), and the additional materials identified below in Section III, I submit the additional testimony set forth herein (“my Second Declaration”) to supplement my analyses and conclusions from my First Declaration.

3. As previously stated in my First Declaration, I have been asked to provide my independent analysis of the ’084 patent in light of the materials cited below and my knowledge and experience in this field during the relevant period. I

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