

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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LKQ Corporation and Keystone Automotive Industries, Inc.,

*Petitioners,*

v.

GM Global Technology Operations LLC,

*Patent Owner.*

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U.S. Design Patent No. D813,120

Filed: September 19, 2016

Issued: March 20, 2018

Title: Hood Panel Car

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**DECLARATION OF MARGARET A. HERRMANN IN SUPPORT OF LKQ  
CORPORATION'S AND KEYSTONE AUTOMOTIVE INDUSTRIES,  
INC.'S PETITION FOR POST GRANT REVIEW OF U.S. DESIGN  
PATENT NO. D813,120**

*Inter Partes* Review No.: *To Be Assigned*

***Mail Stop "PATENT BOARD"***

Patent Trial and Appeal Board

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

U.S. Design Patent No. D813,120  
Declaration of Margaret A. Herrmann

I, Margaret A. Herrmann, declare under penalty of perjury as follows:

1. I am an attorney of the law firm Irwin IP LLC.
2. I make this declaration in support of LKQ Corporation's and Keystone Automotive Industries, Inc.'s Petition for *Inter Partes* Review of U.S. Design Patent No. D813,120.
3. Exhibit 1001 is a true and correct copy of U.S. Design Patent No. D813,120 retrieved on or about September 24, 2019 from the United States Patent and Trademark Office Public Patent Application Information Retrieval ("USPTO Public PAIR") website.
4. Exhibit 1002 is a true and correct copy of the Image File Wrapper for U.S. Design Patent No. D813,120, retrieved on or about September 24, 2019 from the USPTO Public PAIR website.
5. Exhibit 1005 is a true and correct copy of a 2017 Chevrolet Sonic brochure retrieved on or about October 1, 2019 from [http://www.auto-brochures.com/makes/Chevrolet/Sonic/Chevrolet\\_US%20Sonic\\_2017.pdf](http://www.auto-brochures.com/makes/Chevrolet/Sonic/Chevrolet_US%20Sonic_2017.pdf).
6. Exhibit 1006 is a true and correct copy of a 2015 Chevrolet Traverse brochure as it appeared on December 12, 2014, retrieved on or around September 27, 2019 from the Internet Archive organization's "Wayback Machine" at <https://web.archive.org/web/20141212044203/http://www.auto->

[brochures.com/makes/Chevrolet/Traverse/Chevrolet\\_US%20Traverse\\_2015.pdf](http://www.brochures.com/makes/Chevrolet/Traverse/Chevrolet_US%20Traverse_2015.pdf).

7. Exhibit 1007 is a true and correct copy of a depiction of the 2014 Chevrolet Traverse as it appeared on April 3, 2014, retrieved on or around September 27, 2019 from the Internet Archive organization's "Wayback Machine" at [https://web.archive.org/web/20140403110028/http://www.auto-brochures.com/makes/Chevrolet/Traverse/Chevrolet\\_US%20Traverse\\_2014.pdf](https://web.archive.org/web/20140403110028/http://www.auto-brochures.com/makes/Chevrolet/Traverse/Chevrolet_US%20Traverse_2014.pdf).
8. Exhibit 1008 is a true and correct copy of a depiction of the 2014 Chevrolet Traverse LS retrieved on or about September 27, 2019 from "2014 Chevy Traverse LS Review Walkaround – Used Cars for Sale in Columbus Ohio" (timestamp: 4m34s), published on YouTube on March 24, 2014 by Chesrown Autos, accessible at [https://www.youtube.com/watch?v=5jZ\\_LYGZJnU](https://www.youtube.com/watch?v=5jZ_LYGZJnU).
9. Exhibit 1009 is a true and correct copy of a depiction of the 2014 Chevrolet Traverse LS retrieved on or about September 26, 2019 from "New 2014 Chevrolet Traverse LS Review | 140377" (timestamp 0:06), published on YouTube on April 25, 2014, by Michael Boyer Chevrolet Cadillac Buick GMC Ltd., accessible at <https://www.youtube.com/watch?v=uCF77dLIbJ4>.
10. Exhibit 1010 is a true and correct copy of a depiction of the 2017 Chevrolet Sonic LS retrieved on or about October 1, 2019 from "2017 Chevy Sonic LS

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Sedan: First Person In Depth Look” (timestamp 03:33), published on YouTube on January 21, 2017, by N&T Auto Reviews, accessible at <https://www.youtube.com/watch?v=yNdO0zmU5Qc>.

11. Exhibit 1011 is a true and correct copy of a depiction of the 2012 Chevrolet Sonic LTZ retrieved on or about October 1, 2019 from “Chevrolet Sonic LTZ 2012 Test Drive & Car Review with Ross Rapoport by RoadflyTV” (timestamp 00:58), published on May 8, 2012, by RoadflyTV, accessible at <https://www.youtube.com/watch?v=W0tk7sJSD6Q>.
12. Exhibit 1012 is a true and correct copy of a depiction of the 2015 Chevrolet Traverse as it appeared on June 9, 2014, retrieved on or around September 27, 2019 from the Internet Archive organization’s “Wayback Machine” at [https://web.archive.org/web/20140609161008/http://www.chevrolet.com/content/dam/Chevrolet/northamerica/usa/nscwebsite/en/Home/Vehicles/SUVs%20and%20Crossovers/2015\\_Traverse/Model\\_Overview/01\\_images/2015-chevrolet-traverse-crossover-suv-mo-exterior-1480x551-04.jpg](https://web.archive.org/web/20140609161008/http://www.chevrolet.com/content/dam/Chevrolet/northamerica/usa/nscwebsite/en/Home/Vehicles/SUVs%20and%20Crossovers/2015_Traverse/Model_Overview/01_images/2015-chevrolet-traverse-crossover-suv-mo-exterior-1480x551-04.jpg).
13. Exhibit 1013 is a true and correct copy of a depiction of the 2013 Chevrolet Sonic as it appeared on April 3, 2014, retrieved on or around October 1, 2019 from the Internet Archive organization’s “Wayback Machine” at [https://web.archive.org/web/20140403104909/http://www.auto-brochures.com/makes/Chevrolet/Sonic/Chevrolet\\_US%20Sonic\\_2013.pdf](https://web.archive.org/web/20140403104909/http://www.auto-brochures.com/makes/Chevrolet/Sonic/Chevrolet_US%20Sonic_2013.pdf).

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Declaration of Margaret A. Herrmann

14. I declare under penalty of perjury under the laws of the United States of America that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Executed on October 2, 2019, in Chicago, Illinois.

/Margaret A. Herrmann/

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