

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LKQ Corporation and Keystone Automotive Industries, Inc.,

Petitioners,

v.

GM Global Technology Operations LLC,

Patent Owner.

U.S. Design Patent No. D797,625

Filed: August 24, 2016

Issued: September 19, 2017

Title: Vehicle Front Fender

DECLARATION OF MARGARET A. HERRMANN IN SUPPORT OF LKQ CORPORATION'S AND KEYSTONE AUTOMOTIVE INDUSTRIES, INC.'S PETITION FOR *INTER PARTES* REVIEW OF U.S. DESIGN PATENT NO. D797,625

Inter Partes Review No.: *To Be Assigned*

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Patent Trial and Appeal Board

U.S. Patent and Trademark Office

P.O. Box 1450

Alexandria, VA 22313-1450

U.S. Design Patent No. D797,625
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. D797,625.
3. Exhibit 1001 is a true and correct copy of U.S. Design Patent No. D797,625 retrieved on October 14, 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. D797,625, retrieved on October 14, 2019 from the USPTO Public PAIR website.
5. Exhibit 1005 is a true and correct copy of the 2018 Chevrolet Equinox brochure retrieved on December 7, 2019 from http://www.auto-brochures.com/makes/Chevrolet/Equinox/Chevrolet_US%20Equinox_2018.pdf.
6. Exhibit 1006 is a true and correct copy of U.S. Design Patent No. D773,340 retrieved on February 5, 2020 from the USPTO Public PAIR website.
7. Exhibit 1007 is a true and correct copy of the 2010 Hyundai Tucson brochure as it appeared on April 2, 2014, retrieved on November 18, 2019 from the

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Internet Archive organization's "Wayback Machine" at

https://web.archive.org/web/20140402003154/http://www.auto-brochures.com/makes/Hyundai/Tucson/Hyundai_US%20Tucson_2010.pdf.

8. Exhibit 1008 is a collection of true and correct images from the 2010 Hyundai Tucson brochure as those images appeared on April 2, 2014, retrieved and compiled on December 19, 2019 from the Internet Archive organization's "Wayback Machine" at https://web.archive.org/web/20140402003154/http://www.auto-brochures.com/makes/Hyundai/Tucson/Hyundai_US%20Tucson_2010.pdf.
9. Exhibit 1009 is a true and correct copy of the Image File Wrapper for U.S. Design Patent No. D773,340, retrieved on February 6, 2020 from the USPTO Public PAIR website.
10. Exhibit 1010 is a true and correct copy of the Image File Wrapper for U.S. Design Patent Application Serial No. 29/516,319, retrieved on February 6, 2020 from the USPTO Public PAIR website.
11. Exhibit 1011 is a true and correct copy of the webpage <http://www.auto-brochures.com/> with its source code as it appeared on March 13, 2014, retrieved on February 4, 2020 from the Internet Archive organization's "Wayback Machine" at <https://web.archive.org/web/20140313222453/http://www.auto-brochures.com/>.

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Declaration of Margaret A. Herrmann

- [brochures.com/](http://www.auto-brochures.com/). The introductory view of the webpage is annotated to reflect the pertinent source code data.
12. Exhibit 1012 is a true and correct copy of the webpage <http://www.auto-brochures.com/> with its source code as it appeared on May 17, 2014, retrieved on February 4, 2020 from the Internet Archive organization's "Wayback Machine" at <https://web.archive.org/web/20140517005107/http://www.auto-brochures.com/>. The introductory view of the webpage is annotated to reflect the pertinent source code data.
13. 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 February 6, 2020, in Chicago, Illinois.

/Margaret A. Herrmann/

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