

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BAYERISCHE MOTOREN WERKE AKTIENGESELLSCHAFT and  
BMW OF NORTH AMERICA, LLC,  
Petitioners

v.

PAICE LLC & THE ABELL FOUNDATION  
Patent Owner

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Case IPR2020-01299  
Patent 8,630,761

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**DECLARATION OF MAHDI SHAHBAKHTI PH.D.  
IN SUPPORT OF THE PATENT OWNER'S RESPONSE**

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**DECLARATION EXHIBITS**

<b>Exhibit Number</b>	<b>Exhibit Name</b>
Ex. 2017	Curriculum Vitae of Mahdi Shahbakhti, Ph.D.
Ex. 2018	Reserved
Ex. 2019	Reserved
Ex. 2020	Selected Pages From Merhdad Ehsani et al, Modern Electric, Hybrid Electric, and Fuel Cell Vehicles
Ex. 2021	Reserved
Ex. 2022	Reserved
Ex. 2023	Reserved
Ex. 2024	Reserved
Ex. 2025	Reserved
Ex. 2026	Reserved
Ex. 2027	Reserved
Ex. 2028	Reserved
Ex. 2029	Oxford Dictionary
Ex. 2030	The Illustrated Dictionary of Electronics
Ex. 2031	Encarta World English Dictionary
Ex. 2032	Selected Pages From Handbook of Air Pollution From Internal Combustion Engines
Ex. 2033	Selected Pages From Guzzella et al., Vehicle Propulsion Systems

I, Mahdi Shahbakhti, hereby declare the following:

## I. INTRODUCTION

1. I have been retained by counsel for Paice LLC and the Abell Foundation (collectively, “Paice” or “Patent Owner”) to investigate and analyze certain issues relating to the validity of claims of U.S. Patent No. 8,630,761 (“the ’761 patent”).

2. For purposes of this declaration, I have been asked to analyze the arguments made by Bayerische Motoren Werke Aktiengesellschaft and BMW of North America, LLC (“BMW” or “Petitioners”) related to Grounds 1 and 2 in the matter of the *Inter Partes* Review of the ’761 patent, Case No. IPR2020-01299, as shown in the table below.

Ground 1	Severinsky/Quigley	Claims 1-12
Ground 2	Severinsky/Nii	Claims 1-12

In addition to the grounds and noted claims above, I have also reviewed the petition as well as the declaration of BMW’s expert, Dr. Davis (and the documents cited therein) pertaining to these grounds. I have also reviewed the Patent Trial and Appeal Board’s (“the Board”) decision to institute regarding these grounds, as well as the Board’s claim constructions. My analysis is based on the Board’s claim constructions, unless I specifically note otherwise.

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