

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner

v.

BILLJCO LLC,
Patent Owner

CASE: IPR2022-00310
U.S. PATENT NO. 9,088,868

DECLARATION OF WILLIAM JOHNSON PROVIDING
SUPPLEMENTAL EVIDENCE

I, William Johnson, hereby declare as follows:

1. I am the Managing Member, Director, and founder of BillJCo, LLC (the “Company” or “BillJCo”), a Texas limited liability company with its principal place of business located at 1704 Katherine Court, Flower Mound, TX 75022.

2. I founded BillJCo in January of 2008 specifically to pursue beacon technologies, including the patents at issue in this litigation. I am the inventor of U.S. 9,088,868, which is the subject this *inter partes* review. I have personal knowledge of the facts set forth in this Declaration. I make this Declaration to provide supplemental evidence, pursuant to 37 C.F.R. § 42.64(b)(2), in response to Petitioner’s Objection to Evidence dated August 24, 2022. See Paper 17.

3. **Exhibit 2012** is a true and correct copy of the Amended Complaint [Dkt No. 68] (SEALED) filed in *BillJCo, LLC v. Apple, Inc.*, Case No.: 5:22-CV-03201-VKD (N.D. Cal.) and Exhibits Ex. G, H, I, M, N, O, P, Q, R, and S to the same. I have personal knowledge of the authenticity of Exhibit 2015 in my capacity as the Managing Member of BillJCo in that I authorized and oversaw counsel’s filing of the Amended Complaint in the Northern District of California.

4. **Exhibit G** to the Amended Complaint (Exhibit 2012) is a true and copy of an email dated October 1, 2009, that I sent to Richard “Chip” Lutton, who at the time was Petition Apple, Inc.’s chief patent counsel.

5. **Exhibit H** to the Amended Complaint (Exhibit 2015) is a true and correct copy of an email April 20, 2010, that I sent to Tom Mavrakakis, who at the time was Director of Patent Strategy for Petitioner Apple, Inc.

6. **Exhibit I** to the Amended Complaint (Exhibit 2015) is an email dated June 14, 2010, that I sent to Steve Dowling, Petitioner Apple, Inc.'s, Vice President of Communications.

7. **Exhibit M** to the Amended Complaint (Exhibit 2015) is a true and correct copy of a string of emails dated December 14, 2011 to April 9, 2012, sent between myself Edward Scott, who at the time was Petition Apple, Inc.'s in-house attorney responsible for Patent Strategy and Licensing.

8. **Exhibit N** to the Amended Complaint (Exhibit 2015) is a true and correct copy of a string of emails sent between myself Mr. Scott, dated December 14, 2011 to April 10, 2012.

9. **Exhibit O** to the Amended Complaint (Exhibit 2015) is a true and correct copy of a document title "LBXsum.doc" that I provided to Mr. Scott, and that was an attachment to Exhibits I and N.

10. **Exhibit P** to the Amended Complaint (Exhibit 2015) is a true and correct copy of a string of emails between Mr. Scott and myself, dated December 14, 2011 to June 13, 2012.

11. **Exhibit Q** to the Amended Complaint (Exhibit 2015) is a true and correct copy of two emails sent by me to Mr. Scott on December 12, 2012.

12. **Exhibit R** to the Amended Complaint (Exhibit 2015) is a true and correct copy of an email that I sent to Kirk Gottlieb, an attorney at the law firm of Fish & Richardson, a firm that represented Petitioner Apple, Inc., on November 11, 2014.

13. **Exhibit S** to the Amended Complaint (Exhibit 2015) is a true and correct copy of a PowerPoint presentation titled “LBXcode.pptx” that I created and that was attached to the email Exhibit R that I sent to Mr. Gottlieb.

14. **Exhibit 2013** is a true and correct copy of a confidential agreement with a third party that I signed on August 10, 2017, in my capacity as Director of Patent Owner BillJCo, LLC.

15. **Exhibit 2014** is a true and correct copy of a confidential agreement with a third party that I signed effective August 3, 2022, both individually and in my capacity as Managing Member of Patent Owner BillJCo, LLC.

16. **Exhibit 2015** is a true and correct copy of a confidential agreement with a third party that I signed effective March 8, 2022, in my capacity as Managing Member of Patent Owner BillJCo, LLC.

I declare upon penalty of perjury that the forgoing is true and correct to the best of my understanding and belief.

Dated: October 13, 2022

/s/William Johnson
William Johnson

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