

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC., SAMSUNG ELECTRONICS CO., LTD., and SAMSUNG
ELECTRONICS AMERICA, INC.,
Petitioner,

v.

SMART MOBILE TECHNOLOGIES LLC,
Patent Owner.

IPR2021-00808
U.S. Patent No. 8,442,501

**DECLARATION OF MICHAEL D. KOTZIN, PH.D.
UNDER 37 C.F.R. § 1.68 IN SUPPORT OF PETITION FOR
INTER PARTES REVIEW**

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I, Michael D. Kotzin, Ph.D., do hereby declare as follows:

I. INTRODUCTION

1. I am making this declaration at the request of Apple Inc., Samsung Electronics Co., Ltd., and Samsung Electronics America, Inc. in the matter of the *Inter Partes* Review of U.S. Patent No. 8,442,501 (“the ’501 Patent”) to Rao *et al.*

2. I am being compensated for my work in this matter at my standard hourly rate. I am also being reimbursed for reasonable and customary expenses associated with my work and testimony in this investigation. My compensation is not contingent on the outcome of this matter or the specifics of my testimony, and I have no other interest in this case or the parties thereto.

3. I have been asked to provide my opinions regarding whether claims 1-3, 5-6, 10, 13, and 16-18 (“the Challenged Claims”) of the ’501 Patent are unpatentable as they would have been obvious to a person having ordinary skill in the art (“POSITA”) at the time of the alleged invention, in light of the prior art. It is my opinion that all of the limitations of the challenged claims would have been obvious to a POSITA.

4. In the preparation of this declaration, I have studied:

- a. the ’501 Patent, Ex.1001;
- b. the prosecution history of the ’501 Patent (“’501 File History”),

Ex.1002;

- c. U.S. Patent No. 5,949,775 to Rautiola *et al.* (“Rautiola”), Ex.1005;
- d. U.S. Patent No. 5,689,708 to Regnier *et al.* (“Regnier”), Ex.1006;
- e. U.S. Patent No. 5,854,985 to Sainton *et al.* (“Sainton”), Ex.1007;
- f. U.S. Patent No. 5,400,246 to Wilson *et al.* (“Wilson”), Ex.1008;
- g. U.S. Patent No. 5,802,467 to Salazar *et al.* (“Salazar”), Ex.1009;
- h. U.S. Patent No. 6,097,380 to Crites *et al.* (“Crites”), Ex.1010;
- i. U.S. Patent No. 5,201,067 to Grube *et al.* (“Grube”), Ex.1011; and
- j. U.S. Patent No. 4,989,230 to Gillig *et al.* (“Gillig”), Ex.1012.

5. In forming the opinions expressed below, I have considered:

the documents listed above;

the relevant legal standards, including the standard for obviousness,

and any additional authoritative documents as cited in the body of this

declaration; and

my own knowledge and experience based upon my work in the field

of networking as described below.

6. Unless otherwise noted, all emphasis in any quoted material has been added.

II. QUALIFICATIONS AND PROFESSIONAL EXPERIENCE

7. My academic and professional background is in electrical engineering and computer science, and I have been working in those fields since the

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