UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD ROKU, INC., Petitioner, v. VIDEOLABS, INC., Patent Owner. Case No. IPR2025-00071

DECLARATION OF BRUCE MCNAIR IN SUPPORT OF PETITION FOR INTER PARTES REVIEW OF U.S. PATENT NO. 7,440,559

Patent No. 7,440,559

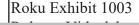




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EXHIBIT LIST

Exhibit	Description
1001	U.S. Patent No. 7,440,559 ("'559")
1002	File History of U.S. Patent Application No. 10/690,692 ("'559FH")
1003	Declaration of Bruce McNair
1004	CV of Bruce McNair
1005	U.S. Patent No. 6,341,316 ("Kloba")
1006	U.S. Patent Application Publication No. 2003/0079038 ("Robbin")
1007	Starz Entm't, LLC v. VL Collective IP, LLC, 1:21-cv-01448, Dkt. 88, pages 1-4 (Claim Construction Order) (D. Del. Jan. 10, 2023)
1008	Netflix, Inc. v. VideoLabs, Inc, IPR2023-00630, Paper 2 (Petition) (P.T.A.B. Feb. 23, 2023)
1009	Netflix, Inc. v. VideoLabs, Inc, IPR2023-00630, Paper 10 (Institution Decision) (P.T.A.B. Oct. 3, 2023)
1010	Federal Judicial Caseload Statistics (Dec. 31, 2023)
1011	U.S. Patent Application Publication No. 2003/0163431 ("Ginter")
1012	U.S. Patent No. 5,943,422 ("Van Wie")
1013	Netflix, Inc. v. VideoLabs, Inc, IPR2023-00630, Paper 31 (Final Written Decision) (P.T.A.B. Oct. 2, 2024)



Declaration of Bruce McNair In Support of Petition for *Inter Partes* Review of U.S. Pat. No. 7,440,559

I. INTRODUCTION AND SUMMARY OF TESTIMONY

- 1. My name is Bruce McNair. I am currently a professor in the Electrical and Computer Engineering Department at Stevens Institute of Technology.
- 2. I have been engaged by Roku, Inc. ("Roku") as a consultant in connection with Roku's Petition for *Inter Partes* Review ("IPR") of U.S. Patent No. 7,440,559 (the "'559 patent").
- 3. I understand that the '559 patent is assigned to VideoLabs, Inc. ("Patent Owner" or "VideoLabs").
- 4. This Declaration is based on the information currently available to me. To the extent that additional information becomes available, I reserve the right to continue my investigation and analysis, which may include a review of documents and information that have not yet been produced, as well as testimony from depositions that have not yet been taken.
- 5. All of the opinions set forth in this Declaration are based on my own personal knowledge, professional experience, education and judgment, in consideration of the documents, materials and information that I reference.
- 6. In connection with my work as an expert in this matter, I am being compensated at \$650 per hour for consulting services, including time spent testifying at any hearing that may be held. I am also being reimbursed for reasonable and customary expenses associated with my work in this case. I receive no other forms



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