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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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AVX Corporation

Petitioner

v.

Samsung Electro-Mechanics Co., LTD.

Patent Owner

Patent No. 9,326,381

Issue Date: April 26, 2016

Title: MULTILAYER CERAMIC CAPACITOR AND BOARD  
HAVING THE SAME MOUNTED THEREON

Post-Grant Review No. \_\_\_\_\_

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**DECLARATION OF SAM KINON**

Exhibit 1014  
PGR2017-00010  
AVX CORPORATION

account since the early 1990s. I am familiar with the AVX product catalog entitled “AVX Surface Mount Ceramic Capacitor Produces” (referenced as Exhibit 1008 in the present Post Grant Review proceeding and in the present declaration).

2. My understanding is that Exhibit 1008 was printed in March of 2008 by Sheriar Press. This understanding is informed by the publishing code “S-MLCC7.5M308-C” located on the last page of Exhibit 1008. The publishing codes used on the back of the AVX catalogs were generated by AVX and Sheriar Press to differentiate between each AVX publication. This code was used by AVX to identify each individual publication among the hundreds designed, laid out, and printed by Sheriar Press for AVX. Distributors, sales representatives, and marketers used this code to order the individual publications from the warehouse for distribution to customers. This code allowed easy access and reference to the publications. The code described the printer, name of the article, the number of copies printed, and the month and year printed. The code also identified whether the article was new, a reprint, or if there were changes made to the article.

3. The publishing code “S-MLCC7.5M308-C” can be deciphered as follows:

S- – Sheriar Press

M – Multi

L – Layer

C – Ceramic

C – Changes.

4. Accordingly, the publishing code indicates that 7500 copies of Exhibit 1008 were printed in March of 2008 by Sheriar Press. Furthermore, the “C” at the end of the publishing code indicates that this print included a change from a prior printing.

5. It is my understanding that after printing of Exhibit 1008, 7500 copies of Exhibit 1008 were provided to AVX. The code identifies that the printing was delivered to AVX in March of 2008 or shortly thereafter. It is the practice of Sheriar Press to deliver prints to clients including AVX as soon as possible after the printing. As such, Exhibit 1008 would have been delivered to AVX in March of 2008 or shortly thereafter.

6. I hereby declare 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, and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

