

Exhibit 1



'265 Patent Noninfringement Demonstratives

Dr. Jeffrey C. Suhling
Direct Examination

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MECHANICAL DESIGN OF ELECTRONIC SYSTEMS



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'265 Patent – Noninfringement Opinion

USE Alto **Does NOT** Infringe Claim 1 or
Claim 4 of the '265 Patent

Basis For Opinion & Materials Analyzed

- The '265 Patent
- Physical Samples of VUSE Alto and Its Components
- Product Tear Down
- FDA Submissions (PMTA)
- Engineering Documents
- Manufacturer Video and Photo of Heater in Use
- Deposition and Trial Transcripts

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