UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,

Petitioner,

v.

FLYPSI, INC. (D/B/A FLYP),

Patent Owner.

Case IPR2023-000358

U.S. Patent No. 10,334,094

DECLARATION OF MATTHEW R. MCCULLOUGH IN SUPPORT OF MOTION FOR *PRO HAC VICE* ADMISSION

Mail Stop "Patent Board"
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 1.68, I, Matthew R. McCullough, attest to the following:

1. I am a member in good standing of the California Bar and admitted to practice before the U.S. District Court for the Eastern District of Texas, the U.S. District Court for the Northern District of California, the U.S. District Court for the Central District of California, the U.S. District Court for the Eastern District of California, the U.S. District Court for the Northern District of Illinois, and the U.S. District Court for the Eastern District of Wisconsin.

2. I have not been suspended or disbarred from practice before any court or administrative body.

3. I have never had an application for admission to practice before any court or administrative body denied.

4. I have never had sanctions or contempt citations imposed by any court or administrative body imposed against me.

5. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

6. I will be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§ 11.101 *et seq.,* and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

7. I was admitted *pro hac vice* in *Forescout Technologies, Inc. v. Fortinet, Inc.,* IPR2021-00914, Paper 19 (January 14, 2022), *Forescout Technologies, Inc. v. Fortinet, Inc.,* IPR2021-01328, Paper 10 (January 14, 2022), *Forescout Technologies, Inc. v. Fortinet, Inc.*, IPR2021-01329, Paper 11 (January 14, 2022) and *Forescout Technologies, Inc. v. K. Mizra LLC,* IPR2022-00081, Paper 13 (April 13, 2022).

8. I am a litigation attorney who has been involved in multiple patent infringement cases in the federal district courts. I have experience in various aspects of patent infringement matters and have participated in multiple patent cases in federal courts. I have obtained substantial familiarity with the involved patent, the prior art, and the various issues raised in this proceeding. I have reviewed the Petition, and the cited materials, and am familiar with the subject matter involved in this proceeding.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 24, 2023 *<u>/ Matthew R. McCullough</u>*
Matthew R. McCullough