AFFIDAVIT OF MICHAEL D. FRENCH IN SUPPORT OF

MOTION FOR *PRO HAC VICE* ADMISSION

I, Michael D. French, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in good standing of the Bar of the State of Texas and the Eastern and Western Districts of Texas.

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. No sanction or contempt citation has been imposed against me by any court or administrative body.

5. I have read and will comply with the United States Patent and Trademark Office ("Office") Patent Trial Practice Guide and the Patent Trial and Appeal Board ("Board") Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

6. I agree to be subject to the Office's Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq*. and disciplinary jurisdiction under 37 C.F.R. § 11.19(a). I also agree to be subject to the Office's Rules of Professional Conduct as set forth in Changes to Representation of Others Before the United States Patent

IPR2023-00377
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and Trademark Office; Final Rule, 78 Fed. Reg. 20180 (Apr. 3, 2013) (effective May 3, 2013).

7. In the last three (3) years, I have not applied to appear *pro hac vice* in any other proceedings before the Board.

8. I am an experienced litigation attorney, with experience with complex litigation in both state and federal court, including litigation involving electrical, data networking, and software related patents, such as the patent at issue in the instant proceeding. I am familiar with the subject matter at issue in this proceeding, including the prior art on which the Petitioners rely and U.S. Patent No. 9,253,332 ("the '332 Patent").

9. 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 are 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 '332 Patent.

Date: March 7, 2024

/s/ Michael D. French
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Mr. French uses his technical background to advise clients on patent infringement and validity issues.

He has familiarity with a variety of technologies including computer software, image processing, computer networking, and data security. Mr. French has experience litigating all phases of a patent case, from claim construction through trial.

In addition to patent infringement, Mr. French has advised clients on trade secret matters and data security compliance.

Best Lawyers
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MICHAEL D. FRENCH 2024

PRACTICE AREAS

Patent Litigation
Inter Partes Review

EDUCATION

- University of Texas School of Law (J.D., 2019)
- University of North Carolina at Chapel Hill (B.A., Computer Science and Linguistics, 2014)

LICENSES & ADMISSIONS

- Licensed in Texas
- United States District Courts for the Eastern and Western Districts of Texas

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DiNovo Price LLP Included Again in 2024 Best Law Firms® Rankings

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DiNovo Price LLP has again been included in the 2024 edition of Best Law Firms®. Best Law Firms, according to the official press release, is “the oldest and most respected Purely Peer Review® research and accolades company;” and it publishes this annual, peer-reviewed guide to the legal profession worldwide. The 14th edition of the publication recognizes DiNovo Price as a Metropolitan Tier 1 firm in Litigation – Patent. The official press release is available here.

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DiNovo Price LLP is proud to have two lawyers recognized in the 2024 editions of *The Best Lawyers in America®* and the *Best Lawyers: Ones to Watch® in America*. Best Lawyers® publishes these annual guides to the legal profession worldwide, and inclusion in these publications is based on extensive peer-reviewed surveys.

District Court for Western District of Texas Denies Realtek’s Motion to Dismiss for Lack of Personal Jurisdiction

11/09/2022

DiNovo Price is pleased to announce a victory on behalf of our client Bandspeed, LLC (“Bandspeed”). On October 13, 2022, the U.S. District Court for the Western District of Texas, Austin Division, denied the motion to dismiss for lack of personal jurisdiction of defendant Realtek Semiconductor Corporation (“Realtek”), finding that plaintiff Bandspeed had “made a *prima facie* showing that Realtek is subject to personal jurisdiction by this court under Rule 4(k)(2) of the Federal Rules of Civil Procedure.”

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Phelan Group v. Toyota et al. (E.D. Tex.)
Representing Phelan in enforcement of its patents relating to driver safety technology. Attained early, favorable settlements in actions against accused automakers.

Preservation Technologies Patent Infringement Litigation (W.D. Tex., C.D. Cal., & D. Del.)
Representing Preservation Technologies in enforcement of patents developed by the University of Southern California relating to architecture and techniques for indexing, accessing, distributing, and surveying multimedia data. Attained favorable settlements in prior actions against multiple accused infringers, including Netflix, DISH, Facebook, Sony, and Hulu, after securing favorable discovery and pleading-stage rulings.

KlausTech, LLC v. Google LLC (Fed. Cir. & N.D. Cal.)
Trial counsel for KlausTech in action alleging Google's infringement of a patent claiming a process for Internet advertising on websites and mobile applications. Case settled favorably after DiNovo Price defeated two motions to dismiss and an invalidity challenge during claims construction. Also represented KlausTech on appeal of prior patent infringement action against Google.

Appliance Computing III, Inc. d/b/a Surefield v. Redfin Corp. (W.D. Tex.)
Trial counsel for Surefield in a jury trial alleging Redfin's infringement of patents related to 3D virtual tour technology, after successfully defeating related *inter partes* petitions.