

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PAINTEQ, LLC,

Petitioner,

v.

ORTHOCISION, INC.,

Patent Owner.

Case IPR2023-00451

Patent No. 11,083,511

**DECLARATION OF OLEG KHARITON IN SUPPORT OF PATENT
OWNER'S UNOPPOSED MOTION FOR *PRO HAC VICE* ADMISSION
PURSUANT TO 37 C.F.R. §42.10(c)**

I, Oleg Khariton, hereby declare as follows:

1. I am more than twenty one (21) years of age, am competent to present this declaration, and have personal knowledge of the facts set forth below.
2. This declaration is given in support of Patent Owner's Unopposed Motion for *Pro Hac Vice* Admission.
3. I am a partner at Dinsmore & Shohl LLP in Cincinnati, Ohio.
4. I have been practicing patent litigation for the ten (10) years. I have been involved in numerous cases involving patent validity and infringement in federal district courts across the country. I have significant experience in claim construction, fact and expert discovery, motion practice, and other aspects of patent litigation. In addition, I have participated in multiple appeals to the U.S. Court of Appeals for the Federal Circuit. I have also participated in numerous *inter partes* review proceedings before the Board.
5. I am a member in good standing of the State Bar of Ohio.
6. I have never been suspended or disbarred from practice before any court or administrative body.
7. No court or administrative body has ever denied my application for admission to practice before it.
8. No court or administrative body has ever imposed sanctions or contempt citations on me.

9. 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 the C.F.R.

10. I understand that I will 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).

11. Though I have not applied to appear *pro hac vice* in another proceeding before the Office in the last three (3) years, I had previously applied and been admitted *pro hac vice* in multiple *inter partes* review proceedings before the Board (IPR2016-01462, IPR2016-01914, and IPR2017-00572).

12. I have studied the subject patent, the Petition, and the accompanying exhibits, including the prior art references relied upon by Petitioner. In addition, I have engaged in extensive strategic and substantive discussions regarding this proceeding with Patent Owner's lead counsel.

13. Therefore, I have an established familiarity with the subject matter at issue in this *inter partes* review.

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

Executed on this 10th day of October, 2023 in Cincinnati, Ohio.

Dated: October 10, 2023

/s/ Oleg Khariton
Oleg Khariton