

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QUASAR SCIENCE LLC
Petitioner,

v.

COLT INTERNATIONAL CLOTHING, INC. d/b/a COLT LED
Patent Owner.

Case: IPR2023-00611
U.S. Patent No. 10,197,224

**DECLARATION OF MR. KYLE G. GOTTUSO IN SUPPORT OF
PETITIONER'S MOTION FOR *PRO HAC VICE* ADMISSION**

I, Kyle G. Gottuso, do hereby declare:

1. I am a Partner at the law firm of Armstrong Teasdale LLP. Lead counsel in *Quasar Science LLC v. Colt International Clothing, Inc. d/b/a Colt LED*, IPR2023-00611, is David M. Magee, who is a partner at the law firm of Armstrong Teasdale LLP. Mr. Magee is registered to practice before the United States Patent and Trademark Office and holds Registration No. 51,982.

2. I hold a Bachelor of the Arts in English from the University of Missouri and a juris doctor degree from the University of Missouri.

3. I have over 10 years of experience as a litigating attorney representing clients in complex patent litigations in various United States District Courts and the United States Court of Appeals for the Federal Circuit. My experience includes numerous patent infringement litigation matters in various fields, including, for example, internet security, voting machine technology, electrodeposition of copper on integrated circuits, integrated circuit card technology, and cellular phone technology.

4. I am familiar with U.S. Patent No. 10,197,224 (“the ’224 Patent”) and with the legal and technical subject matter that forms the basis for Quasar’s challenge to the validity of the ’224 Patent. Further, I am also familiar with the litigation currently pending between the parties involving Colt’s patents and, as such, am familiar with the subject matter at issue in this proceeding.

5. I am a member in good standing of the Bar of the State of Missouri, the United States District Court for the Eastern District of Missouri, the United States District Court for the Western District of Missouri, and the United States Court of Appeals for the Federal Circuit. I have also been admitted *pro hac vice* to numerous District Courts across the country representing clients in patent infringement matters, including, for example, the District of Delaware, the Middle District of Florida, the Southern District of Florida, the Eastern District of Texas, the Northern District of New York, and the Southern District of California.

6. In the past three (3) years, I have appeared *pro hac vice* before the Patent Trial and Appeal Board in the following proceedings:

a. *Vermeer Manufacturing Company v. The Toro Company*,
PGR2020-00081

7. I have never been suspended or disbarred from practice before any court or administrative body.

8. I have never had a court or administrative body deny his application for admission to practice.

9. I have never been sanctioned or cited for contempt by any court or administrative body.

10. 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 parts 11 and 42 of 37 C.F.R.

11. I acknowledge and agree that I will be subject to the United States Patent and Trademark Office 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).

12. I 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.

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

Executed on: November 6, 2023

/Kyle G. Gottuso/
Kyle G. Gottuso

CERTIFICATE OF SERVICE

Under 37 C.F.R. § 42.6(e), the undersigned certifies that on November 6, 2023, a copy of the DECLARATION OF MR. KYLE G. GOTTUSO IN SUPPORT OF MOTION FOR *PRO HAC VICE* ADMISSION was served via email on the following counsel of record:

David L. Hoffman
(Reg. No. 32,469)
dhoffman@nolanheimann.com
Nolan Heimann LLP
16000 Ventura Blvd., Suite 1200
Encino, CA 91436
Direct 818-946-1158

Everett Diederiks
(Reg. No. 33,323)
ediederiks@dwpatentlaw.com
Diederiks & Whitelaw, PLC,
4196 Merchant Plaza, #815
Woodbridge, VA 22192
703-583-8300

Nicholas Whitelaw
(Reg. No. 36,418)
nwhitelaw@dwpatentlaw.com
Diederiks & Whitelaw, PLC,
4196 Merchant Plaza, #815
Woodbridge, VA 22192
703-583-8300

/David M. Magee/
David M. Magee (Reg. No. 51,982)