UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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NOKIA OF AMERICA CORPORATION,

Petitioner

v.

ALEXANDER SOTO AND WALTER SOTO,

Patent Owner

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Case: IPR2023-00682

U.S. Patent No. 10,771,181

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DECLARATION OF M. SCOTT STEVENS IN SUPPORT OF PETITIONER'S REPLY TO PATENT OWNERS' PRELIMINARY RESPONSE

I, M. Scott Stevens, declare as follows:

1. I am a partner at the law firm of Alston & Bird LLP, counsel for Nokia of America Corporation ("Nokia"). I make the following statements based on my personal knowledge or on information and belief where indicated and, if called upon to testify, would testify competently to the matters contained herein.
2. Nokia petitioned for *inter partes* review of U.S. Patent No. 10,771,181 ("the 682 Petition") on March 15, 2023.
3. Nokia's decision to file the 682 Petition was independently made and not at the behest or request of Fujitsu, Infinera, or AT&T (or anyone else). Nokia had no discussions with Fujitsu, Infinera, or AT&T regarding strategic decisions about which patents to challenge via IPR or regarding the substance of any IPR.
4. Nokia has not engaged in any type of agreement or arrangement with Fujitsu, Infinera, or AT&T regarding the substance of any petition or making decisions regarding the filed IPRs.
5. Nokia did not and does not have any control over the Fujitsu litigation, the Infinera litigation, or the AT&T litigation. Fujitsu, Infinera, and AT&T did not and do not have any control over the Nokia litigation.

6. Fujitsu, Infinera, and AT&T have had no control over Nokia's decisions regarding the petitions for IPR it has filed, and Fujitsu, Infinera, and AT&T did not provide input on Nokia's decisions.
7. Nokia is not a proxy for Fujitsu, Infinera, or AT&T. Nokia has not been given authority to represent or act on behalf of Fujitsu, Infinera, or AT&T in this or any other proceeding relevant to U.S. Patent No. 10,771,181.
8. Nokia did not file the 682 Petition at the behest of Fujitsu, Infinera, or AT&T.
9. Neither Fujitsu, Infinera, nor AT&T funded, directed, controlled, or was in any way involved in the petitions for IPR filed by Nokia, including the 682 Petition.
10. Nokia, itself, has funded all aspects of the 682 Petition. No other party has contributed any monetary support for the fees or costs associated with drafting or filing the 682 Petition.

I hereby declare that all statements made herein of my own knowledge are true and that all opinions expressed herein are my own; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Dated: September 14, 2023

Respectfully submitted,

/ M. Scott Stevens /
M. Scott Stevens

Nokia of America Corporation
IPR2023-00682, Ex. 1034
Ex. 1034.3