UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PRIME TIME TOYS LLC, PRIME TIME TOYS LTD. and EASEBON SERVICES LTD.
Petitioner,

v.

SPIN MASTER, INC.,
Patent Owner.

Case IPR2023-01339
Patent 8,640,683

NOTICE OF INTENT TO DESIGNATE JEFFREY A. SHNEIDMAN, A PROVISIONALLY RECOGNIZED PTAB ATTORNEY, AS BACK-UP COUNSEL UNDER 37 C.F.R. § 42.10(c)

LIST OF EXHIBITS

EX2001 Complainant's Complaint, *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2002 Respondents' Notice of Prior Art, *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2003 Respondents' Opposition to Complainants' Summary Determination Motion (Public Version), *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2004 Order Granting Summary Determination of Infringement (Public Version), *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2005 Joint Outline of Issues, *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2006 Respondents' Invalidity Contentions (excerpt), *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2007 Initial Determination (Public Version), *Certain Soft Projectile Launching Devices, Components Thereof, Ammunition, and Products Containing Same,* Inv. No. 337-TA-1325 (ITC)

EX2008 Reserved

EX2009 Petition, *Gel Blaster, Inc. v. Spin Master, Inc*. IPR2023-00302, Paper 2

EX2010 Reserved

EX2011 Preliminary Response, *Gel Blaster, Inc. v. Spin Master, Inc*. IPR2023-00302, Paper 8

EX2012	Reserved
EX2013	Reserved
EX2014	Statutory Disclaimer re U.S. Patent 8,640,683
EX2015	CONFIDENTIAL_Declaration of Dr. Barry Matthew Kudrowitz
EX2016	The Airsoft Question and Answer Book, Paul Love (2010)
EX2017	Vladimir Peev. (n.d.). Home [LinkedIn page]. LinkedIn. Retrieved from https://www.linkedin.com/in/vladimir-peev-04678a120/?originalSubdomain=bg
EX2018	About Us, Airsoft Systems, Ltd. Retrieved from https://web.archive.org/web/20130807091952/http://airsoftsystems.com/?id=4
EX2019	Airsoft Smart Control Unit, The Ultimate Upgrade for Airsoft Electric Guns, Airsoft Systems, Ltd. Retrieved from https://web.archive.org/web/20110601063448/http://www.airsoftsystems.com/download/ASCU-1-manual-EN.pdf
EX2020	Automatic Electric Gun [AEG] Review: Deepfire M4 Review, RedWolf Airsoft. Retrieved from https://web.archive.org/web/20100330142853/http://www.redwolfairsoft.com:80/redwolf/airsoft/ReviewDetail?reviewID=244
EX2021	Automatic Electric Gun [AEG] Review: Systema Super Max Review, RedWolf Airsoft. Retrieved from https://web.archive.org/web/20100520083208/http://www.redwolfairsoft.com/redwolf/airsoft/ReviewDetail?reviewID=233
EX2022	Automatic Electric Gun [AEG] Review: Systema PTW M733 MAX Review, RedWolf Airsoft. Retrieved from https://web.archive.org/web/20100520083413/http://www.redwolfairsoft.com/redwolf/airsoft/ReviewDetail?reviewID=173
EX2023	Automatic Electric Gun [AEG] Review: Systema PTW5-A4 Review, RedWolf Airsoft. Retrieved from https://web.archive.org/web/20100520083323/http://www.redwolfairsoft.com/redwolf/airsoft/ReviewDetail?reviewID=186

EX2024	OPOTA uses Airsoft guns for training, Columbus Messenger. Retrieved from https://www.columbusmessenger.com/opota-uses-airsoft-guns-for-training.html
EX2025	Tactical Movement, Guns & Ammo: Handguns. Retrieved from https://web.archive.org/web/20240303230300/https://www.handgunsmag.com/editorial/tactics_training_tactical_movement_111810/138576
EX2026	ASTM Fact Sheet, ASTM International. Retrieved from https://www.astm.org/about/overview/fact-sheet.html
EX2027	Airsoft Guns Are Subject of New ASTM International Standards Development Subcommittee, ASTM International. Retrieved from https://newsroom.astm.org/newsroom-articles/airsoft-guns-are-subject-new-astm-international-standards-development
EX2028	ASTM F2679–07 "Standard Specification for 6 mm Projectiles Used with Low Energy Air Guns" (Approved: Oct. 2007; Published: Nov. 2007)
EX2029	ASTM F2748–08 "Standard Specification for Low Energy Air Guns (Less Than 1 Joule)" (Approved: Nov. 2008; Published: Nov. 2008)
EX2030	Transcript of the Deposition of Dr. Maureen T.F. Reitman
EX2031	RESERVED
EX2032	CONFIDENTIAL_CX-1634C 2022-12-13 Deposition Transcript of Oden Ben-Ezer
EX2033	CPX-0035 Xploderz Xblaster 200 45202 Boxed
EX2034	RX-0417 Xploderz H2Grow Technology
EX2035	RESERVED
EX2036	RX-3312.0003 The Wayback Machine - Xploderz Products 1/24/2011
EX2037	RX-3313.0001 X2 Xploderz Products
EX2038	RX-3314.0002-3 The Wayback Machine - Xploderz Products 1/24/2011

EX2039	RX-3315.0003-4 The Wayback Machine - Xploderz Product Listings 10/6/2014
EX2040	RX-3316.0001 Blaster Pro Line of Products
EX2041	CX-0517, 2011-06-03 "Xploderz Explodes Onto the Blaster Marketplace"
EX2042	CX-0518, 2011-02-08 "Xploderz Blast Excitement Into Active Play:; New Line Shoots Grow-Your-Own Ammo Up to 85 Feet, Named a "Hot Toy of 2011" at London Toy Fair"
EX2043	CONFIDENTIAL_CX-0531C, Hasbro Sales Spreadsheet 2011/2012
EX2044	CX-0552, Wayback Machine: Xploderz Products X2 Blasters
EX2045	CX-1179 2011-04-27 "Xploderz Blasters Wins Best Overall Toy" at Toys "R" Us Show"
EX2046	CONFIDENTIAL_Rebuttal Expert Report of Lynn Rosenblum
EX2047	RESERVED
EX2048	RESERVED
EX2049	RX-0405 Internet Archive - Xploderz.com/products 8/29/2011
EX2050	RX-0406 Internet Archive - Xploderz.com/products 3/12/2013
EX2051	RX-0407 "BlasterPro (S2500) and Xploderz X2 (mauler 1000) Product Review" 8/11/2012
EX2052	RX-0409 Internet Archive - Xploderz.com/product-listing 10/6/2014
EX2053	RX-0415 Internet Archive - Xploderz FAQs 8/2/2011
EX2054	RX-0416 Internet Archive - Blaster Pro 7/25/2013
EX2055	RX-0417 Internet Archive - H2Grow Technology 10/16/2011
EX2056	CPX-0044 Xploderz Ammo Refill Pack
EX2057	CPX-0041 Xploderz Mega Ammo pack 1500 45115

EX2058	CPX-0042 Xploderz Ammo Depot 1000 45114 © 2010
EX2059	CPX-0043 Xploderz Ammo Depot 1000 45114 © 2011
EX2060	CPX-0055 Xploderz Ammo Depot 1000 45118
EX2061	CPX-0062 Xploderz Blaster Pro Ammo 49102
EX2062	CPX-0064 Xploderz Blaster Pro Auto Boxed 49104
EX2063	CPX-0070 Razor Vapor Atlas 2 Pack
EX2064	CPX-0071 Razor Vapor Atlas
EX2065	CPX-0074 Xploderz Ammo Battle Pack 1000 45106
EX2066	CX-0677 BLASTER PRO - Ammo explodes on impact - Soft Impact AmmoLike Paintball - web.archive.org
EX2067	3/31/2023 Deposition Transcript of Ron Brawer
EX2068	CONFIDENTIAL_CX-0165C Consolidated Summary of Items for FY2011 vs FY2012
EX2069	CONFIDENTIAL_CX-1639C 12/15/2022 Deposition Transcript of Francis Chia
EX2070	CONFIDENTIAL_RX-0132C 12/14/2022 Deposition Transcript of John Tomulonis
EX2071	RESERVED
EX2072	CONFIDENTIAL_CX-0173C Splat-R-Ball Spring 2022 Teaser Deck
EX2073	CONFIDENTIAL_CX-1631C 2022-12-07 Deposition Transcript of Thomas Roeder
EX2074	CONFIDENTIAL_CX-0573C Splat-R-Ball Units Sold & Net Sales
EX2075	CONFIDENTIAL_CX-0176C Email Chain re Splat R Ball
EX2076	RESERVED

EX2077	CONFIDENTIAL_CX-1635C 2022-12-13 Deposition Transcript of Keith Higginbotham
EX2078	CX-0171.0035 Sales Meeting 2022 Presentation
EX2079	CONFIDENTIAL_CX-1633C 2022-12-09 Deposition Transcript of Kyle Whiteis
EX2080	RESERVED
EX2081	CONFIDENTIAL_CX-0112C.0001 Email Chain between PTT Employees
EX2082	CONFIDENTIAL_CX-0110C.0002 Email Chain between PTT Employees
EX2083	RESERVED
EX2084	CONFIDENTIAL_CDX-005C.52 Dr. Barry Matthew Kudrowitz's Rebuttal Slide in ITC Inv. No. 337-TA-1325
EX2085	CX-0167 Commercial for Xploderz
EX2086	RESERVED
EX2087	CX-1408.0002 Popular Science "The Goods, A Dozen Great Ideas in gear" October 2012
EX2088	CX-1177.0004 2011-11-21 The Toy Industry Association's News Release "Toy Industry Unveils Nominees for 2012 Toy of the Year Awards; Announces Inductees into Toy Industry Hall of Fame"
EX2089	CPX-0032 Xploderz 45102 Open/Loose
EX2090	CPX-0037 Xploderz 45105 Loose
EX2091	CPX-0033 Xploderz 45104 Loose
EX2092	CPX-0047 Xploderz 45112
EX2093	CPX-0069 Xploderz X4 Savage Shield 45235

EX2094 CPX-0040 Xploderz 46000 Loose

EX2095 CPX-0052 Xploderz X2 Invader 700 46001

EX2096 CPX-0039 Xploderz 46015 Loose

EX2097 CPX-0034 Xploderz 46005 Loose

EX2098 CPX-0048 Xploderz 46010

EX2099 CPX-0059 Xploderz Blaster Pro Pump Action 49103

EX2100 CPX-0060 Xploderz Blaster Pro Auto

EX2101 CPX-0061 Xploderz Blaster Pro Auto

EX2102 CPX-0067 Xploderz X3 Invader Loose 46025

EX2103 CPX-0068 Xploderz X3 Invader Boxed 46025

EX2104 CPX-0053 Xploderz X3 Faceoff 2 Pack 46035

EX2105 CPX-0054 Xploderz X3 Equalizer 46040

EX2106 CPX-0065 Xploderz X3 Sneak Attack 45215

EX2107 CPX-0073 Xploderz Stinger

EX2108 CPX-0066 Xploderz X4 Savage Shield 45235

EX2109 CPX-0056 Xploderz Quickdraw 2 Pack 45245

EX2110 CPX-0057 Xploderz Cobra Shield 45240

EX2111 CPX-0058 Xploderz Cobra Shield 45240

EX2112 CX-1853 Happiness Is a Toy Gun; From the backyard to the cubicle, nothing offers a quick hit of fun like these weapons of leisure; Hsu Michael; Wall Street Journal (Online); 8/27/2011

EX2113–EX2114 RESERVED

EX2115 CONFIDENTIAL_RX-0120C 12/8/2022 Deposition Transcript of Dan Bairos

EX2116 Video Measurement of the Muzzle Velocity of a Potato Gun, Physics Department, United States Naval Academy

EX2117 ASTM F1979–10 "Standard Specification for Paintballs Used in the Sport of Paintball" (Approved: July 2010; Published: Aug. 2010)

EX2118 Nonpowder Firearm Injuries to Children Treated in Emergency Departments, American Academy of Pediatrics (2019)

EX2119 ASTM F963–07 "Standard Consumer Safety Specification for Toy Safety" (Approved: March 2007; Published: May 2007)

EX2120 Materials Science and Engineering, An Introduction, John Wiley & Sons, Inc. (8th Ed.)

EX2121–EX2199 RESERVED

EX2200 Proposed Protective Order

EX2201 Redline of Proposed Protective Order vs. Default Protective Order

EX2202 EXPUNGED

EX2203 Declaration of Jeffrey A. Shneidman in Support of Notice of Intent to Designate a Provisionally Recognized PTAB Attorney

As authorized by email on April 29, 2025, this Notice confirms the intent to designate Jeffrey A. Shneidman, a provisionally recognized PTAB attorney, as back-up counsel in this proceeding. Jeffrey A. Shneidman's counsel is sought due to his experience in related patent matters and his familiarity with the legal and technical issues involved in this proceeding. The Board previously granted *pro hac vice* admission of Jeffrey A. Shneidman in IPR2023-00195, Paper 22 (PTAB March 27, 2024).

I. Lead Counsel

Kenneth Wayne Darby, Jr., Reg. No. 65,068 will serve as lead counsel in this proceeding.

II. Accompanying Certification

Jeffrey A. Shneidman satisfies all requirements set forth by the Board for *pro hac vice* recognition of a provisionally recognized PTAB attorney and agrees to be subject to the USPTO Rules of Professional Conduct set forth in §§ 37 C.F.R. § 11.101 *et seq.* and disciplinary jurisdiction under § 11.19(a). This Notice is accompanied by a Declaration Jeffrey A. Shneidman.

Mandatory Notices and Power of Attorney filed October 4, 2023 lists Jeffrey A. Shneidman as back up counsel. Updated Mandatory Notices will be filed after the expiration of the applicable time period (5 or 10 days) set forth in 37 C.F.R. § 42.10(c)(2)(iii). Jeffrey A. Shneidman has satisfied all requirements to be deemed admitted *pro hac vice* in this proceeding.

Respectfully submitted,

Dated: April 30, 2025

/Kenneth Wayne Darby Jr./

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e), the undersigned certifies that on April 30, 2025, a complete and entire copy of this Notice of Intent to Designate Jeffrey A. Shneidman was provided by email to the Petitioner by serving the correspondence address of record as follows:

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