UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AYLO FREESITES LTD,
Petitioner
v.

DISH TECHNOLOGIES L.L.C.,
Patent Owner

U.S. Patent 11,677,798
Issue Date: June 13, 2023
Title: APPARATUS, SYSTEM, AND METHOD FOR MULTI-BITRATE CONTENT STREAMING

Inter Partes Review No. IPR2024-00043

DECLARATION OF PARKER G. ZIMMERMAN IN SUPPORT OF MOTION FOR ADMISSION *PRO HAC VICE*

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22313-1450
Submitted Electronically via PTAB P-TACTS

1. I, Parker Zimmerman, declare as follows:

2. I am more than twenty-one years of age, am competent to present this declaration, and have personal knowledge of the facts set forth herein.

3. This declaration is given in support of Petitioner's Motion for Admission *Pro Hac Vice* of Parker Zimmerman.

4. I am an attorney at the law firm of Venable LLP. I practice out of Venable's office in New York, NY.

5. I graduated law school in 2022 from Indiana University Maurer School of Law and have been with Venable for almost 2 years. My practice has been focused on intellectual property litigation, and I have been involved in many cases involving patent validity and infringement in District Courts across the country. I have a degree in computer science, and a significant portion of my work as an attorney has involved digital media, software, and computing technologies, and more specifically network architectures and protocols. I have established familiarity with the legal issues involved in these proceedings based on my education and experience litigating patents.

6. I am a member in good standing of the bar of the State of New York and am admitted to the United States Court of Appeals for the Federal Circuit.

7. My New York Bar membership number is 6017784.

8. No court or administrative body has ever denied my application for

admission to practice before it.

9. No court or administrative body has ever imposed sanctions or contempt citations against me.

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 part 42 of the Code of Federal Regulations.

11. I will be subject to the USPTO 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 am concurrently applying to appear *pro hac vice* before the Office in IPR2024-00044, IPR2024-00045, and IPR2024-00046, and IPR2024-00146, which each concern related patents. I have not applied to appear *pro hac vice* in any other proceedings before the Office in the last three (3) years.

13. I have been involved consistently and substantively in this *Inter Partes* Review proceeding since its inception in October 2023. I participated in the drafting of the Petition filed in this proceeding, and I have reviewed the papers filed in this proceeding. Since July 2023, I have been counsel for Petitioner Aylo Freesites Ltd, as well as other Aylo-related entities, in the following, co-pending cases, which are related to and involve the same patent at issue in this proceeding or related patents: *MG Freesites Ltd et al. v. DISH Technologies L.L.C. et al.*, No. 3:23-cv-03674 (N.D.

Cal.); *DISH Technologies L.L.C. et al. v. MG Premium Ltd et al.*, No. 2:23-cv-00552 (D. Utah); Ay*lo Freesites Ltd f/k/a/ MG Freesites Ltd v. DISH Technologies L.L.C. et al.*, No. 1:24-cv-00086 (D. Del.); *DISH Technologies L.L.C. v. Aylo Freesites Ltd*, No. 2:24-cv-00066 (D. Utah).

14. I have engaged in extensive strategic and substantive discussions regarding this proceeding with Frank M. Gasparo, who is the lead counsel for Petitioner, Philip T. Sheng, who is designated as back-up counsel for Petitioner, and Ian G. Paquette, who is designated as back-up counsel for Petitioner. I have also engaged in extensive substantive discussions with experts concerning issues relevant to this proceeding.

15. I am also familiar with the subject matter and petition at issue in this proceeding, including the patent, its prosecution history, and the identified references.

16. 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 are punishable by fine, imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

DATED: September 10, 2024

Respectfully submitted,

By: /Parker G. Zimmerman/
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