

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ALIGN TECHNOLOGY, INC.,
Petitioner,

v.

DENTAL MONITORING SAS,
Patent Owner.

Case No. IPR2024-00052

U.S. Patent No. 11,049,248

**DECLARATION OF JOSHUA A. KREVITT IN SUPPORT OF
PATENT OWNERS' MOTION FOR *PRO HAC VICE* ADMISSION**

Before the Patent Trial and Appeal Board

Mail Stop **PATENT BOARD**
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

*Petition for Inter Partes Review
of U.S. Patent No. 11,049,248*

Pursuant to 37 C.F.R. § 1.68, I, Joshua Krevitt, hereby attest to the following:

1. I am a member in good standing of the New York Bar and the California Bar, and I am admitted to practice before the following Federal Courts:

- a. United States Supreme Court
- b. United States Court of Appeals for the Second Circuit;
- c. United States Court of Appeals for the Federal Circuit;
- d. United States District Court for the Southern District of New York;
- e. United States District Court for the Eastern District of Texas;
- f. United States District Court for the Northern District of California; and
- g. United States District Court for the Central District of California.

2. I have not been suspended or disbarred from practice before any court or administrative body;

3. I have never had an application for admission to practice before any court or administrative body denied;

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4. I have never had sanctions or contempt citations imposed by any court or administrative body imposed against me;

5. 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 37 C.F.R.;

6. 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);

7. In the past three years I have applied for *pro hac vice* admission in IPR2023-00491; IPR2023-00528; IPR2023-00633; and IPR2023-00699.

8. I am an experienced litigation attorney and have been involved in numerous patent-infringement cases in Federal Courts across the country. I have experience in various aspects of patent-infringement matters including jury and bench trials, *Markman* hearings, and summary judgment hearings. I am counsel for Patent Owner in *Dental Monitoring SAS v. Align Technology, Inc.*, Case No. 3:22-cv-07335-WHA, a litigation pending in the United States District Court for the Northern District of California. That litigation involves U.S. Patent No. 11,049,248 ("the '248 Patent"), the same patent at issue in this proceeding. In my role as counsel in the pending litigation, I have reviewed and am familiar with the '248 Patent and

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the asserted prior-art references and invalidity claim charts. Further, I have been involved, and am familiar, with the factual and legal arguments at issue in that case. As such, I have established familiarity with the subject matter at issue in this proceeding.

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

DATED: November 7, 2023

Respectfully Submitted,

By: /Joshua Krevitt/

Joshua Krevitt
Gibson, Dunn & Crutcher LLP
200 Park Avenue
New York, NY 10166-7897
Tel: (212) 351-2490
JKrevitt@gibsondunn.com

Counsel for Dental Monitoring SAS

CERTIFICATION OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e), the undersigned certifies that on November 7, 2023, a complete copy of Patent Owners' Motion for *Pro Hac Vice* Admission of Joshua A. Krevitt Under 37 C.F.R. § 42.10 and Affidavit of Mr. Josh Krevitt (Exhibit 2001) were served in their entirety on the Patent Owner's counsel of record by email to:

Matthew A. Argenti (Reg. No. 61,836)
WILSON SONSINI GOODRICH & ROSATI
650 Page Mill Road
Palo Alto, CA 94303
Tel: 650-354-4154
Fax: 866-947-7329
Email: margenti@wsgr.com

Michael T. Rosato (Reg. No. 52,182)
Patrick Medley (Reg. No. 74,735)
WILSON SONSINI GOODRICH & ROSATI
701 Fifth Avenue, Suite 5100
Seattle, WA 98104-7036
Tel.: 206-883-2529
Tel.: 206-883-2593
Fax: 866-947-7329
Email: mrosato@wsgr.com
Email: pmedley@wsgr.com

DATED: November 7, 2023

By: /Charlotte Jacobsen/
Charlotte Jacobsen (Reg. No. 80,455)
Attorney for Patent Owner