

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AFFORDABLE WIRE MANAGEMENT, LLC,
Petitioner,

v.

CAMBRIA COUNTY ASSOCIATION FOR THE BLIND AND
HANDICAPPED, INC.,
Patent Owner.

Case No. IPR2024-00139
U.S. Patent No. 10,177,551 B1

DECLARATION OF ANDREW H. DEVOOGD

I, Andrew H. DeVoogd, being duly sworn and upon oath, hereby attest to the following:

1. I am a member in the law firm of Mintz, Levin, Cohn, Ferris, Glovsky and Popeo P.C. (“Mintz Levin”). Lead counsel in this *inter partes* review proceeding is Serge Subach, who is an associate at Mintz Levin. Mr. Subach is registered to practice before the United States Patent and Trademark Office and holds Registration No. 74,652. With respect to this proceeding, I will work closely with Mr. Subach.

2. I am a member in good standing of the Bar of the Commonwealth of Massachusetts. My Massachusetts Bar membership number is 670203. I am also admitted to practice before the Supreme Court of the United States, the United States Courts of Appeals for the Federal, First, and Fifth Circuits, the United States District Court for the District of Massachusetts, and the United States District Courts for the Eastern and Western Districts of Texas.

3. I am an experienced litigation attorney with over 15 years’ experience in numerous litigations, most involving patent infringement in District Courts throughout the United States and before the International Trade Commission.

4. I am particularly familiar with the subject matter at issue in this proceeding, as well as the parallel litigation involving U.S. Patent No. 10,177,551

(“the ’551 Patent”) filed by Patent Owner in the United States District Court for the District of Delaware (Civil Action No. 1:23-cv-00080-SRF).

5. I have reviewed all the relevant materials for this matter, including the case pleadings, the ’551 Patent, its prosecution history, and the prior art references, and I have a thorough understanding of the grounds of unpatentability asserted in the Petition and the challenged claims of the ’551 Patent.

6. I have never been suspended or disbarred from practice before any court or administrative body, nor has a court or administrative body denied my application for admission to practice. I have not been sanctioned or cited for contempt by any court or administrative body.

7. I have read and will comply with the Office Patent Trial Practice Guide, the Trial Practice Guide updates, and the Board’s Rules of Practice for Trials set forth in Part 42 of 37 C.F.R.

8. I agree to 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).

9. I have applied and was admitted to appear *pro hac vice* in the following proceedings before the United States Patent and Trademark Office in the last three (3) years: *SK Hynix Inc., et al. v. Netlist, Inc.* (IPR2020-01042, -01044) and *Princeton Carbon Works Inc. v. Metron IP Limited* (IPR2022-00078, - 00082).

Affordable Wire Management, Exhibit No. EX1038

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10. 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 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.

Respectfully submitted,

/Andrew H. DeVogd/

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