

Filed on behalf of: Serendia, LLC

Entered: September 16, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

JEISYS MEDICAL INC.,
Petitioner,

v.

SERENDIA, LLC,
Patent Owner.

Case IPR2024-00384
Patent 9,320,536

**DECLARATION OF CECILIA PENIZA IN SUPPORT OF
PATENT OWNER'S UNOPPOSED MOTION FOR
PRO HAC VICE ADMISSION UNDER 37 C.F.R. § 42.10(c)**

I, Cecilia Peniza, resident of Washington, DC, declare as follows:

1. I am an attorney at the firm of Latham & Watkins LLP, counsel of record for Patent Owner Serendia, LLC (“Patent Owner”). I have personal knowledge of the facts set forth in this declaration and, if called as a witness, could and would testify competently under oath.

2. I am a member in good standing of the District of Columbia (Bar No. 994975) and the Virginia State Bar (Bar No. 78917).

3. I have never been suspended or disbarred from practice before any court or administrative body. No application of mine for admission to practice before any court or administrative body has ever been denied. No court or administrative body has imposed sanctions or contempt citations against me.

4. 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 Title 37 of the C.F.R. I acknowledge and agree that 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).

5. I received a Bachelor of Science degree in Mechanical Engineering from the University of Florida in 2005. I earned a law degree from Georgetown University in 2009.

6. I am a Partner of Latham & Watkins’ intellectual property group, with

a focus on intellectual property and patent litigation. I have practiced in this group for almost two years.

7. I have an established familiarity with the subject matter at issue in this proceeding. I have been actively involved in the related investigation in the International Trade Commission between the Petitioner and Patent Owner, Inv. No. 337-TA-1356, and the following court cases pending in the District of Delaware: *Serendia, LLC v. Cutera, Inc.*, 1:23-cv-00222; *Serendia, LLC v. Cynosure, LLC*, 1:23-cv-00223; and *Serendia, LLC v. EndyMed Medical, Inc.*, 1:23-cv-00224.

8. U.S. Patent No. 9,320,536 (“’536 patent”), which is at issue in this proceeding, is one of the patents asserted by the Patent Owner in the district court litigation and in the investigation in the International Trade Commission. I have been actively involved in Patent Owner’s factual investigation and development of its validity and infringement positions regarding the claims of the ’536 patent at issue here.

9. I have been actively involved in analyzing and assisting with responding to the Petition for *Inter Partes* Review submitted in this proceeding.

10. I am concurrently applying to appear *pro hac vice* in the following proceedings before the USPTO: Case Nos. IPR2024-00383, IPR2024-00386, and IPR2024-00463.

11. 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. I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code. I declare under penalty of perjury that the foregoing is true and correct.

Executed on September 16, 2024, in Washington, DC.

By: / Cecilia Peniza /
Cecilia Peniza