

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Lenovo (United States) Inc.,

Petitioner,

v.

Telefonaktiebolaget LM Ericsson,

Patent Owner

U.S. PATENT NO. 10,425,817

Case No. IPR2024-00702

DECLARATION OF JOHN RHINE

Pursuant to 28 U.S.C. § 1746, I, John R. Rhine, the undersigned, hereby declare as follows:

1. My name is John R. Rhine. I am over eighteen years of age, of sound mind, and in all ways qualified and competent to make this declaration. I have personal knowledge of the facts contained in this declaration and they are true and correct.

2. I am a partner in the law firm of Kirkland & Ellis, L.L.P., counsel for Lenovo (United States) Inc. (“Lenovo”). Lead counsel in this *Inter Partes* review proceeding is Robert A. Appleby, who is also a partner with the law firm Kirkland & Ellis LLP and is registered to practice before the United States Patent and Trademark Office under Registration No. 40,897. With respect to this proceeding, I will work closely with Mr. Appleby.

3. I hold a Bachelor of Science degree in Electrical Engineering from the University of Illinois at Urbana-Champaign. I hold a Juris Doctor degree from Northwestern University Pritzker School of Law.

4. I have more than 11 years of experience as a litigation attorney who specializes in patent litigation and represents clients in patent litigation matters in various United States District Courts, the Court of Appeals for the Federal Circuit, and before the International Trade Commission. My experience includes several matters in the electrical, biological, mechanical, and chemical arts, and I have particular experience relevant to the technological and legal matters at issue in this proceeding. I am, therefore, an experienced patent litigation attorney with particular expertise that is pertinent to this proceeding. Lenovo (United States) Inc. (“Lenovo”) desires, and has a need, to be represented in certain aspects of these proceedings by an experienced patent litigation attorney who has particular expertise that is relevant to the issues in this proceeding.

5. I am very familiar with U.S. Patent No. 10,425,817, and with the legal subject matter, technical subject matter, and prior art discussed in Lenovo's Requests for Inter Partes Review of 10,425,817, which form the basis for this IPR proceeding, IPR2024-00702. I am counsel to Lenovo in the co-pending litigation relating to the same patents in involving the Asserted Patents, including in *Telefonaktiebolaget LM Ericsson v. Lenovo (US) Inc. et al*, EDNC-5-23-cv-00569, filed on October 11, 2023 in the Eastern District of North Carolina and *Certain Mobile Phones, Components Thereof, and Products Containing Same*, (ITC No. 337-TA-1375), filed on October 11, 2023.

6. As counsel in the related litigation, I am, and will continue to be, deeply involved in all aspects of the litigation on behalf of Lenovo, including claim construction and validity analysis, and therefore have established familiarity with the Asserted Patent.

7. I am a member in good standing of the DC Court of Appeals (DC Bar No. 1026899) and the Bar of the State of Illinois (IL Bar No. 6313813). I am admitted to practice before the United States District Court for the Eastern District of Wisconsin.

8. I have never been suspended or disbarred from practice before any court or administrative body.

9. I have not been denied admission to any Bar, court, or administrative body.

10. I have never been sanctioned or cited for contempt by any court of administrative body.

11. I have read and will comply with the Office Patent Trial Practice Guide and the Patent Trial and Appeal Board's Rules of Practice.

12. I agree 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 37 C.F.R. § 11.19(a).

13. In the last five years, I have applied to appear *pro hac vice* in the following proceedings before the Office: IPR2021-00274 and PR2021-00311.

14. 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 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 and that such willful false statements may jeopardize the outcome of IPR2024-00702.

Dated: February 5, 2025

Respectfully submitted,

/s/ John R. Rhine

John R. Rhine

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