
From: Collins-Chase, Charles
Sent: Tuesday, February 11, 2025 8:22 PM
To: simeon.warner@cornell.edu
Cc: Raich, William
Subject: Inquiry regarding arXiv.org
Attachments: IPR2015-01706 Ex1011 Warner decl.pdf

Dear Mr. Warner,

Our firm is representing a party in proceedings before the U.S. Patent and Trademark Office's Patent Trial and Appeal Board. In these proceedings, the date when a paper was published on arXiv.org (<https://arxiv.org/abs/1007.5075v1>) has come up. The Board issued a decision recently, in which it "encourage[d] the parties to develop the record" regarding the date of public availability of the above paper on arXiv.org. The Board specifically mentions the possibility of an affidavit or a declaration from a "custodian with any personal knowledge of arXiv.org or its regular practices."

Our investigation shows that you previously provided a declaration (attached) in a proceeding before the Board regarding the typical practice of arXiv.org and the date of public availability of another paper published on arXiv.org. We are reaching out to see if you or one of your colleagues would be able to work with us to provide a similar declaration regarding the above paper's public availability. We would be happy to help in drafting the declaration and also to pay a fee to compensate you for any time spent.

Please let us know if you are able to work with us. If helpful, we would be happy to set up a short call to discuss any questions you may have.

Best regards,
Charles

Charles T. Collins-Chase

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