UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NATIONAL BEEF PACKING COMPANY, LLC,
Petitioner,

v.

INSTITUTE FOR ENVIRONMENTAL HEALTH, INC.,
Patent Owner.

IPR2024-01156
Patent No. 9,845,486

DECLARATION OF KEVIN B. LAURENCE

I, Kevin B. Laurence, declare under penalty of perjury as follows:

1. I am a partner at Laurence & Phillips IP Law, and I am lead counsel for the Petitioner, National Beef Packing Company, LLC ("National Beef"), in the case identified on the cover page. I have personal knowledge of the facts stated in this declaration and have personally reviewed the document discussed herein. If called as a witness, I could and would competently testify to such facts under oath.

2. Exhibit 1039 is a true and correct copy of the latest statistical data for the District of Delaware for the period ending on December 31, 2023 and is one page of a document titled United States District Courts — National Judicial Caseload Profile. I downloaded the United States District Courts — National Judicial Caseload Profile on June 19, 2024, at https://www.uscourts.gov/sites/default/files/fcms_na_distprofile1231.2023_0.pdf then extracted the page for Delaware, which is Exhibit 1039.

3. I found the above-mentioned document as a link from https://www.uscourts.gov/statistics/table/na/federal-court-management-statistics/2023/12/31-1, which is cited as the source for the PTAB to consider "the median time from filing to disposition of the civil trial for the district in which the parallel litigation resides." Memorandum from Director Vidal,

Interim Procedure for Discretionary Denials in AIA Post-Grant Proceedings with Parallel District Court Litigation at 3 (June 21, 2022).

4. 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 the Title 18 of the United States Code.

Executed on June 19, 2024.

/Kevin B. Laurence/

Kevin B. Laurence