UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KUBOTA NORTH AMERICA CORPORATION,
Petitioner,

v.

VERMEER MANUFACTURING COMPANY,
Patent Owner.

IPR2025-00167
U.S. Patent No. 9,321,386

DECLARATION OF RICHARD L. BROPHY

Vermeer Manufacturing Company - Ex. 2037
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I, Richard L. Brophy, hereby declare as follows:

1. I am an attorney at the law firm of Armstrong Teasdale LLP and counsel for Patent Owner in this proceeding. Unless otherwise stated, the facts stated in this Declaration are based on my personal knowledge.

2. Exhibit 2026 is a true and correct copy of a December 22, 2015 article from the Compact Equipment website titled "Innovative Iron Awards: Toro and Vermeer Compact Tool Carriers." The Exhibit is a printout of the web page at ***https://compactequip.com/features/innovative-iron-awards-toro-vermeer-compact-tool-carriers/***, which was printed on August 29, 2025.

3. Exhibit 2028 is a true and correct copy of a March 12, 2020 article from the SAE International website titled "Kubota enters stand-on track-loader segment with new SCL1000." The Exhibit is a printout of the web page at ***https://www.sae.org/news/2020/03/kubota-at-conexpo-2020***, which was printed on August 29, 2025.

4. Exhibit 2029 is a transcript created of the March 11, 2020 "Kubota's New SCL 1000 Stand-on Skid Steer" video from the ForConstructionPros.com website found at https://www.forconstructionpros.com/equipment/video/21121393/kubota-tractor-corp-video-kubotas-new-scl-1000-standon-skid-steer.

5. Exhibit 2030 is a transcript of a March 11, 2020 “Kubota Gets into the Stand-on Track Loader Market” podcast from the ForConstructionPros website found at https://www.forconstructionpros.com/equipment/earthmoving-compact/mini-skid-steer-track-loaders/podcast/21121402/kubota-tractor-corp-podcast-kubota-gets-into-the-standon-track-loader-market.

6. Exhibit 2031 is a transcript created of the September 30, 2020 “Kubota Expert Breaks Down the SCL1000” video by EquipmentWorld found at www.youtube.com/watch?v=3PKO6pl39Ck.

7. Exhibit 2032 is a is a true and correct copy of a March 12, 2020 article from the SAE International website titled “Kubota unveils its first mini skid steer, the SCL1000.” The Exhibit is a printout of the web page at https://www.equipmentworld.com/construction-equipment/article/14972108/kubota-unveils-its-first-mini-skid-steer-the-scl1000, which was printed on August 29, 2025.

I declare that all statements made herein of my knowledge are true, and that all statements made on information and belief are believed to be true, and 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.

Executed this 3 day of September, 2025, in St. Louis, Missouri

By: /s/ *Richard Brophy*

Richard L. Brophy