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UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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KUBOTA NORTH AMERICA CORPORATION,

Petitioner

v.

VERMEER MANUFACTURING COMPANY,

Patent Owner

_____

DECLARATION OF DAVID M. O'DELL

I, David O'Dell, do hereby declare as follows:

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

2. Exhibit 1057 are screen shots taken from a video found at **https://www.youtube.com/watch?v=1khivnKOQEs**. This video is entitled "Toro dingo with Jack hammer" by "Lawn Master". The description states that it was posted on July 1, 2014. These screenshots were prepared on November 22, 2025.

3. Exhibit 1058 are screen shots taken from a video found at **https://www.youtube.com/watch?v=9UQsBDiSgYw**. This video is entitled "How to use TORO TX Mini Diggers" by "AMAC SA". The description states that it was posted on June 2, 2011. These screenshots were prepared on November 22, 2025.

This declaration and my opinions herein are made to the best of my knowledge and understanding, and based on the material available to me, at the time of signing this declaration. I declare that all statements made herein on 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 or Title 18 of the United States Code.

Date: __Nov. 25, 2025_____ /David O'Dell/_____
David M. O'Dell