**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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**ZHUHAI COSMX BATTERY CO., LTD.,**
**Petitioner**

**v.**

**NINGDE AMPEREX TECHNOLOGY LTD.,**
**Patent Owner**

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**IPR2025-00431**
**U.S. Patent No. 11,799,131**

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# DECLARATION OF BRADY COX IN SUPPORT OF PATENT OWNER'S NOTICE OF INTENT TO DESIGNATE PROVISIONALLY RECOGNIZED PTAB ATTORNEY UNDER 37 C.F.R. § 42.10(c)(2)

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
US Patent and Trademark Office
PO Box 1450
Alexandria, Virginia 22313-1450

I, Brady Cox, declare as follows:

1. I am an attorney with the law firm of Alston & Bird LLP and practice in its IP Litigation group. I have been a practicing attorney since 2010.

2. I am a member in good standing of the State Bar of Texas.

3. I have not been suspended or disbarred from practice before any court or administrative body.

4. I have never been denied admission to practice before any court or administrative body.

5. I have never been subject to sanctions or contempt citations imposed by any court or administrative body.

6. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials, as set forth in title 37, part 42 of the Code of Federal Regulations (C.F.R.).

7. I agree to be subject to the United States Patent and Trademark Office Rules of Professional Responsibility set forth in parts 10 and 11 of 37 C.F.R. and to disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

8. The most recent prior proceedings in which I sought to appear and was recognized *pro hac vice* by order of the PTAB pursuant to a motion were twin decisions in *Intel. Corp. et al. v. Alacritech, Inc.*, IPR2018-00234, Paper 64,

DECISION Petitioner's Unopposed Motion for Admission Pro Hac Vice of Brady Cox 37 C.F.R § 42.10 (PTAB March 4, 2019); and *Intel. Corp. et al. v. Alacritech, Inc.*, IPR2018-00226, Paper 74, DECISION Petitioner's Unopposed Motion for Admission Pro Hac Vice of Brady Cox 37 C.F.R § 42.10 (PTAB March 4, 2019).

9. I have also previously applied to appear *pro hac vice*, and was granted admission *pro hac vice*, before the Patent Trial and Appeal Board in the IPR proceeding in *Itron, Inc. et al. v. Smart Meter Technologies Inc. et al.*, IPR2017-01199, Paper 15, DECISION Petitioner's Motion for Pro Hac Vice Admission of Brady Cox 37 C.F.R. § 42.10 (PTAB Dec. 14, 2017).

10. I have not applied to appear *pro hac vice* before the Board in any other proceedings in the last three years.

11. I am an experienced intellectual property litigator. I hold a B.S. in Physics from Brigham Young University and a J.D. from the University of Virginia School of Law. My experience includes significant experience litigating patents with subject matter similar to and substantially related to the subject matter of U.S. Patent No. 11,799,131, the "Challenged Patent" in this IPR. I have represented clients in numerous patent infringement lawsuits and appeals across the country involving patents in a variety of technical areas, including telecommunications, semiconductors, batteries, LEDs, networking

technologies, computer graphics, touch systems, cryptography, and have represented and counseled Ningde Amperex Technology Ltd. (the Patent Owner in this proceeding, or "Amperex") in multiple matters, all regarding battery technologies closely related to the subject matter of this IPR. I have also represented Amperex in multiple appeals to the Federal Circuit regarding other IPR decisions regarding patents related to lithium-ion battery technologies. I have also represented other clients, including Dell Inc. and Itron, Inc., in other IPR proceedings.

12. I have an established familiarity with the subject matter at issue in this proceeding. In addition to my general familiarity with the technologies identified in the patent, I was retained as counsel for Patent Owner in this matter and prior matters involving patents with related subject matter relating to lithium-ion battery technologies, and have spent significant time and resources to assist Patent Owner with respect to the challenges raised in the Petition for *Inter Partes* Review. I have reviewed the Challenged Patent in detail. I have also reviewed the Petition and accompanying exhibits, as well as the Challenged Patent's prosecution history. I have spent significant time reviewing and analyzing prior art related to the Challenged Patent, including the prior art upon which this IPR proceeding is based, and I have corresponded with subject matter experts. I have also reviewed all of the other filings

associated with this IPR.

13. I further understand that I have a continuing duty to notify the Board in writing within five business days if: (i) I am sanctioned, cited for contempt, suspended, disbarred, or denied admission by any court or administrative agency; (ii) I no longer qualify as a member in good standing of the Bar of at least one State or the District of Columbia; or (iii) any other event occurs that renders materially inaccurate or incomplete any representation that I made to the Board in connection with this request for pro hac vice recognition other than subsequent applications for pro hac vice recognition unless such an application is denied.

Pursuant to 28 U.S.C. § 1746, I declare under penalty of perjury that the foregoing is true and correct and that all statements made herein of my own knowledge are true and that all opinions expressed herein are my own; and further that these statements were made with the knowledge that willful false statements and the like are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

August 29, 2025

Respectfully submitted,

*/ Brady Cox /*

Brady Cox
Alston & Bird LLP
2200 Ross Avenue
Suite 2300
Dallas, TX 75201
Telephone: (214) 922-3400
Email: brady.cox@alston.com
(requesting *pro hac vice* admission)

*Counsel for Patent Owner Ningde Amperex Technology Ltd.*