DECLARATION OF ROBIN ELENGA ON BEHALF OF PATENT OWNER RESONANT SYSTEMS, INC.

I, Robin F. Elenga do hereby declare:

1. I am President of patent owner Resonant Systems, Inc., d/b/a RevelHMI ("RevelHMI"). Until January 2022, I was CEO of RevelHMI. During my time as CEO of RevelHMI, it was a developer of cutting-edge haptic technology that featured a compact and energy-efficient design.

2. RevelHMI raised over $3 million in investor funding under my leadership, securing capital for product development and market expansion. An important factor in our ability to raise this capital was our patent portfolio, which included U.S. Patent No. 8,093,767, issued on January 10, 2012, and its continuation-in-part U.S. Patent No. 8,860,337, issued on October 14, 2014, along with other subsequent members of this patent family.

3. RevelHMI also had discussions with multiple potential customers of RevelHMI's haptic technology. Beginning in 2019, this included discussions with petitioners Nintendo Co., Ltd. and Nintendo of America Inc. These discussions included a meeting that was held on June 10, 2019 in Redmond, Washington. During that meeting, I made a presentation to Nintendo employees Tetsuya Sasaki and Toru Yamashita who had traveled from Japan.

4. Exhibit 2002 is a true and correct copy of a set of slides that I presented during this June 10, 2019 meeting with Nintendo. On slide 14 of this presentation, I highlighted our patent protection, which included the ’337 patent, as part of the value that we brought to potential customers such as Nintendo. I viewed the existence of RevelHMI’s patent portfolio, in force as early as 2012, as an important factor in our ability to share details of our technological solutions with potential customers and to be taken seriously by those potential customers.

5. On the last slide of my presentation, slide 18 of Exhibit 2002, I provided Nintendo with a list of our granted patents, which included both the ’767 patent and the ’337 patent. I recall showing this slide, including these patent numbers to the Nintendo employees at the June 10, 2019 meeting.

6. On the day following the meeting, June 11, 2019, I sent Mr. Sasaki and Mr. Yamashita, along with Washington-based Nintendo employee Dylan Rhoads, an email following up on our meeting. Exhibit 2003 is a true and correct copy of this email. This email included as an attachment a PDF copy of Exhibit 2002, the slides I had presented to Nintendo the day before.

7. As a result of this June 10, 2019 meeting and June 11, 2019, I know that Nintendo was aware of our five granted U.S. patents, including both the ’767 patent and ’337 patent, no later than June 2019.

8. 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 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 18 U.S.C. § 1001.

Dated: June 16, 2025

/Robin F. Elenga /
Robin F. Elenga
President
Resonant Systems, Inc. d/b/a RevelHMI