

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ASUSTEK COMPUTER INC.
Petitioner,

v.

NOKIA TECHNOLOGIES OY
Patent Owner.

Case IPR2025-01153
Patent 10,536,714

**DECLARATION OF KYLE J. FLEMING IN SUPPORT OF
PETITIONER'S UNOPPOSED MOTION FOR *PRO HAC VICE*
ADMISSION**

I, Kyle J. Fleming, hereby declare to the following:

1. I am a member in good standing of the state Bar of New York (SBN: 5855499).
2. I have not been suspended or disbarred from practice before any court or administrative body.
3. I have never had an application for admission to practice before any court or administrative body denied.
4. No sanction or contempt citation has been imposed against me by any court or administrative body.
5. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of the Code of Federal Regulations.
6. I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).
7. In the past three years, I have not applied for admission *pro hac vice* before the Patent Trial and Appeal Board.
8. I am an experienced patent litigation attorney with more than 5 years of experience representing clients in cases involving computer software, consumer products, consumer electronics, semiconductors, and oil and gas equipment. I

regularly litigate patent cases before various federal district courts and before the International Trade Commission.

9. I am intimately familiar with the issues and subject matter presented in this above-captioned *inter partes* review proceeding. For example, I have extensively reviewed the above identified patent, its prosecution history, the Petition for IPR (including the invalidity grounds therein, and the cited references), and all exhibits filed in this case.

10. I hereby 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 Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

Respectfully submitted,

Date: 01/27/2026

/s/ Kyle J. Fleming
KYLE J. FLEMING
Fish & Richardson P.C.
Email: kfleming@fr.com

Appendix A



Kyle J. Fleming

Associate
New York
212 641 2214
kfleming@fr.com

Overview

Kyle Fleming's practice focuses on complex patent litigation matters in U.S. District Courts, the International Trade Commission, and the U.S. Patent and Trademark Office.

Prior to his legal career, Kyle specialized in propulsion design at Boeing. He also served as the lead engineer for the Columbia University Formula SAE Racing Engine Systems team. In his spare time, Kyle coached a FIRST Robotics team, training high school students on Java and Python programming. During law school, he served the board of the Brendan Moore Trial Advocates as the intraschool competition editor and received first place awards in the American Association for Justice Regional Trial Advocacy Competition, Fordham Law School's Moot Court Briefing Competition, and Fordham's Legal Writing Oral Argument Competition.

Kyle attended Fordham Law School, graduating cum laude with a concentration in intellectual property & information law, working on Fordham's *Intellectual Property Law Journal*. He also attended Columbia University, earning a bachelor's degree in mechanical engineering with a minor in civil engineering. He has completed legal internships at the Queen's County District Attorney's Office in New York and the New Jersey Attorney General's Office, and has completed technical internships with Northrop Grumman, Terrafugia, and the Hone Group.

Recognitions & awards

New York Metro Rising Star

Super Lawyers 2025

Insights

Article | June 16, 2021

Expanding Access to the '100-Day' Program: ITC Announces Pilot Program Authorizing Interim Initial Determination

News

January 30, 2025

Fish & Richardson Defeats Multi-Billion Dollar Demand at EDTX Jury Trial

Services

Litigation

Admissions

New York (2021)

Education

J.D. *cum laude*, Fordham University School of Law (2020)

B.S., Mechanical Engineering, with minor in Civil Engineering, Columbia University

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