

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIFTWERX USA INC.,
Petitioners,

v.

LIFTRA IP APS,
Patent Owner.

Case No. IPR2026-00102
Patent No. 12,104,578

**UPDATED DECLARATION OF NOAH M. LEIBOWITZ IN SUPPORT OF
ADMISSION PRO HAC VICE PURSUANT TO 37 C.F.R. § 42.10 (c)(2)**

I, Noah M. Leibowitz, declare:

1. I am a partner of the IP Litigation Group in the law firm of Dechert LLP in the New York Office. I am an experienced patent litigator and have litigated numerous cases for nearly two decades, appearing and acting as counsel and lead counsel in litigation matters before various U.S. District Courts and U.S. Courts of Appeals, including on appeal before the U.S. Supreme Court. The majority of these cases have been related to intellectual property disputes and, in particular, patent litigation, in the technology and pharmaceutical industry.

2. I have appeared *pro hac vice* before the USPTO in the following other proceedings: IPR2019-00416, IPR2019-00879, IPR2019-00884, IPR2019-00885, IPR2019-00886, IPR2019-00887, IPR2019-00929, IPR2019-01148, IPR2023-00249, IPR2023-00252, IPR2023-00501.

3. I am a member in good standing in all jurisdictions and courts where I have been admitted to practice. This includes the bar of the State of New York as well as the following courts: United States Supreme Court.

4. I have never been suspended or disbarred from practice before any court or administrative body.

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

6. No court or administrative body has ever imposed sanctions or contempt citations on me.

7. 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 37 C.F.R. part 42.

8. I agree to 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).

9. I have an established familiarity with the challenged patent U.S. Patent No. 12,104,578 (the "'578 Patent"), the filings, the prior art, and the subject matter more generally at issue in this proceeding. I am also counsel of record for declaratory judgment plaintiff in current litigation involving the '578 Patent before the United States District Court for the District of Virginia (*LiftWerx USA Inc. v. Liftra IP ApS* 2:25-cv-00679 (EDVA)).

10. I have engaged, and will continue to engage, in strategic and substantive discussions regarding the legal and technical positions advanced in this proceeding with our team, including Lead Counsel for Petitioner in this proceeding.

* * * *

I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true. I understand that willfully false statements are punishable by fine or imprisonment or both. *See* 18 U.S.C. § 1001.

Dated: December 1, 2025

Respectfully submitted,

By: /Noah M. Leibowitz/

Noah M. Leibowitz

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