Filed on behalf of IngenioSpec, LLC
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

INGENIOSPEC, LLC,
Patent Owner.

Case Nos. IPR2026-00142, IPR2026-00143, IPR2026-00144
U.S. Patent Nos. 8,112,104; 12,001,599; 8,582,789

DECLARATION OF PETER TONG

I, Peter Tong, hereby declare as follows:

1. I am the President of IngenioSpec, LLC. I am over the age of twenty-one years, of sound mind, and capable of making the statements set forth in this Declaration. I have held the position of President since 2012. As President, I am familiar with the business dealings of IngenioSpec, LLC and have personal knowledge regarding its business and licensing activities. I have personal knowledge of the matters set forth in this declaration and, if called upon as a witness, would testify competently thereto.

2. I am a named inventor of U.S. Patent No. 8,112,104 ("'104 Patent") titled "Adaptable Communication Techniques for Electronic Devices." The '104 Patent has been licensed 5 times.

3. I am a named inventor of U.S. Patent No. 8,582,789 ("'789 Patent") titled "Hearing Enhancement Systems." The '789 Patent has been licensed 6 times.

4. I am a named inventor of U.S. Patent No. 12,001,599 ("'599 Patent") titled "Head-Worn Device with Connection Region." The '599 Patent has been licensed 26 times.

5. In 2024 and 2025, I wrote to Apple advising Apple of IngenioSpec's '104 Patent, '789 Patent, and '599 Patent. On June 21, 2024, I sent a letter to Apple informing Apple that it is infringing the '599 Patent. Likewise, on April 9, 2025, I sent an email to Apple informing Apple that it is infringing the '789 Patent. And,

on April 23, 2025, I sent an email to Apple listing IngenioSpec's patents, including specifically identifying the '104 Patent. Apple replied to my letter and emails confirming that they were received by Apple.

6. 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 that such statements are 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.

Dated: January 26, 2026

Peter Tong

Peter Tong