

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KINDERFARMS, LLC.
Petitioner,

v.

GENEXA, INC.
Patent Owner.

Case No. PGR2023-00051
U.S. Patent No. 11,617,795

**DECLARATION OF ADAM M. PIVOVAR IN SUPPORT OF
MOTION TO APPEAR PRO HAC VICE ON BEHALF OF
PATENT OWNER GENEXA INC.**

I, Adam M. Pivovar, do hereby declare:

1. I am a partner at the law firm Cooley LLP, which represents the Patent Owner (Genexa Inc.) in this post grant review proceeding. Lead counsel on behalf of Patent Owner is Daniel J. Knauss, who is registered to practice before the United States Patent and Trademark Office and holds Registration No. 56,393. With respect to this proceeding, I will work closely with Dr. Knauss, along with backup counsel Rachel Preston (Reg. No. 79,280).

2. I hold a Doctor of Philosophy degree and a Bachelor of Sciences degree, both in chemical engineering, from the University of Minnesota and the University of Wisconsin, respectively. Upon completing my Ph.D., I was awarded a National Research Council post-doctoral fellowship at the National Institute for Standards and Technology (NIST). Thereafter, I held the position of staff scientist at the NIST Center for Neutron Research.

3. I also hold a Juris Doctor degree, with honors, from the George Washington University Law School. I have also been a judicial law clerk in the United States District Court for the Central District of Illinois and at the United States Court of Appeals for the Federal Circuit.

4. I am an experienced litigating attorney, with eighteen years of experience representing clients in numerous patent litigation matters and having served as a law clerk in federal district and appellate court. As an advocate, I have represented clients in matters in various United States District Courts, the Court of

Appeals for the Federal Circuit, before the International Trade Commission, and have been admitted *pro hac vice* in a number of Inter Partes Review (IPR) and Post-Grant Review (PGR) proceedings before the Patent Trial and Appeal Board (PTAB).

5. My experience includes numerous patent litigation matters in the fields of chemistry, materials, and pharmaceuticals. As such, I am familiar with both the legal and technical subject matter of this PGR proceeding (U.S. Patent No. 11,617,795). Patent Owner desires, and has a need, to be represented in certain aspects of these proceedings by a litigation attorney with my technical background and legal experience.

6. I am a member in good standing of the Bars of California and District of Columbia, as well as the Supreme Court of the United States, U.S. Court of Appeals for the Federal Circuit, U.S. District Court of the Northern District of California, U.S. District Court for the Central District of California, U.S. District Court for the Southern District of California, and U.S. District Court for the Eastern District of California.

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

8. I have never had an application for admission to practice before any court or administrative body denied.

9. I have never been sanctioned or cited for contempt by any court or administrative body.

10. 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 37 C.F.R.

11. I agree to be subject to the USPTO Code 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).

12. I have applied to appear *pro hac vice* in matters pending before the United States Patent and Trademark Office in connection with docket numbers IPR2015-00802; IPR2015-01401; IPR2016-00160; IPR2016-00162; IPR2016-00163; IPR2016-00166; IPR2016-00169; IPR2016-00170; IPR2016-00171; IPR2016-00187; IPR2018-01836; IPR2018-01097; IPR2018-01099; IPR2018-01168; IPR2018-01191; IPR2018-01191; IPR2019-00655; IPR2019-00709; IPR2020-00071; IPR2020-00072; IPR2020-00076; PGR2020-00030; PGR2022-00012; PGR2022-00018; IPR2022-01214; and IPR2022-01215.

13. 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 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 U.S. Patent No. 11,617,795.

DATED: April 24, 2024



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