

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KUBOTA NORTH AMERICA CORPORATION,
Petitioner,

v.

VERMEER MANUFACTURING COMPANY,
Patent Owner.

PGR2025-00016
U.S. Patent No. 12,098,063

DECLARATION OF RICHARD L. BROPHY

I, Richard L. Brophy, hereby declare as follows:

1. I am an attorney at the law firm of Armstrong Teasdale LLP and counsel for Patent Owner in this proceeding. Unless otherwise stated, the facts stated in this Declaration are based on my personal knowledge.

2. Exhibit 2025 is a true and correct copy of a December 22, 2015 article from the Compact Equipment website titled “Innovative Iron Awards: Toro and Vermeer Compact Tool Carriers.” The Exhibit is a printout of the webpage at ***<https://compactequip.com/features/innovative-iron-awards-toro-vermeer-compact-tool-carriers/>***, which was captured on August 29, 2025.

3. Exhibit 2027 is a true and correct copy of a March 12, 2020 article from the SAE International website titled “Kubota enters stand-on track-loader segment with new SCL1000.” The Exhibit is a printout of the webpage at ***<https://www.sae.org/news/2020/03/kubota-at-conexpo-2020>***, which was captured on August 29, 2025.

4. Exhibit 2028 is a transcript of a March 11, 2020 video from the ForConstructoinPros.com website titled “Kubota’s New SCL 1000 Stand-on Skid Steer,” accessible at ***<https://www.forconstructionpros.com/equipment/video/21121393/kubota-tractor-corp-video-kubotas-new-scl-1000-standon-skid-steer>***. The transcript, which is submitted as a demonstrative exhibit for the Board’s convenience, was created using a software product called DaVinci Resolve. The

automatically generated transcript was then reviewed by my team for accuracy, making minor adjustments to ensure that this demonstrative exhibit accurately tracked the audio from this website evidence.

5. Exhibit 2029 is a transcript of a March 11, 2020 podcast from the ForConstructionPros website titled “Kubota Gets into the Stand-on Track Loader Market,” accessible at ***<https://www.forconstructionpros.com/equipment/earthmoving-compact/mini-skid-steer-track-loaders/podcast/21121402/kubota-tractor-corp-podcast-kubota-gets-into-the-standon-track-loader-market>***. The transcript, which is submitted as a demonstrative exhibit for the Board’s convenience, was created using a software product called DaVinci Resolve. The automatically generated transcript was then reviewed by my team for accuracy, making minor adjustments to ensure that this demonstrative exhibit accurately tracked the audio from this website evidence.

6. Exhibit 2030 is a transcript a September 30, 2020 EquipmentWorld video titled “Kubota Expert Breaks Down the SCL1000” and accessible at ***www.youtube.com/watch?v=3PKO6pl39Ck***. The transcript, which is submitted as a demonstrative exhibit for the Board’s convenience, was created using a software product called DaVinci Resolve. The automatically generated transcript was then reviewed by my team for accuracy, making minor adjustments to ensure that this demonstrative exhibit accurately tracked the audio from this website evidence.

7. Exhibit 2031 is a true and correct copy of a March 12, 2020 article from the SAE International website titled “Kubota unveils its first mini skid steer, the SCL1000.” The Exhibit is a printout of the webpage at ***<https://www.equipmentworld.com/construction-equipment/article/14972108/kubota-unveils-its-first-mini-skid-steer-the-scl1000>***, which was captured on August 29, 2025.

I declare that all statements made herein of my 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 Section 1001 of Title 18 of the United States Code.

Executed this 15th day of September 2025, in St. Louis, Missouri

By: /s/ Richard Brophy
Richard L. Brophy