

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

GOOGLE LLC  
Petitioner

v.

FLYPSI, INC.  
Patent Owner

---

IPR2023-00357  
Patent No. 11,218,585

---

**DECLARATION OF HOWARD HERR**

I, Howard Herr, declare:

1. I am a member in good standing of the Bar of Massachusetts and the Bar of the District of Columbia.

2. I am an attorney at Paul Hastings. I am an experienced patent litigation attorney with more than seven years of experience. In that time, I have supported or worked on various aspects of *Inter Partes* Review proceedings and patent litigation before the district courts.

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

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

5. I have never had sanctions or contempt citations imposed by any court or administrative body.

6. 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 title 37 of the Code of Federal Regulations.

7. 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).

8. I have not applied to appear *pro hac vice* in any other proceedings before the Office in the last three years.

9. I am familiar with the subject matter at issue in this proceeding. I have reviewed U.S. Patent No. 11,218,585 (“the ’585 patent”), the patent-at-issue, and other papers associated with this matter.

10. 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 willful false statements are punishable by fine or imprisonment or both. *See* 18 U.S.C. § 1001.

Respectfully submitted,

Date: September 15, 2023

/Howard Herr/

Howard Herr  
Paul Hastings LLP  
2050 M Street, N.W.  
Washington, DC 20036