UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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KIOSOFT TECHNOLOGIES LLC

and

TECHTREX, INC.

Petitioners

v.

PAYRANGE, INC.
Patent Owner

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Patent 10,891,608

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**DECLARATION OF GERALD SMITH IN SUPPORT OF PETITION FOR POST-GRANT REVIEW OF U.S. PATENT NO. 10,891,608**

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I, GERALD SMITH, declare as follows:

## I. Introduction

1. I have been asked by KioSoft Technologies LLC and TechTrex, Inc. ("Petitioners" and, collectively, "KioSoft") to provide my opinions in the above-captioned post-grant review proceeding involving U.S. Patent No. 10,891,608 ("the '608 patent," EX1002), which is titled "Method and System for an Offline-Payment Operated Machine to Accept Electronic Payments."

2. I am being compensated at the rate of $450 per hour for the time I spend in connection with the proceeding. My compensation is not dependent in any way on the substance of my opinions or on the outcome of this proceeding.

## II. Summary of My Opinions

3. To assist and orient the reader in reviewing this declaration, I have provided a summary of my main opinion below. A person of ordinary skill in the art ("POSITA") at the time of the alleged invention would have found the subject matter of claims 1-20 (the "challenged claims") to be disclosed and/or obvious in view of the prior art. Additionally, a POSITA would have found certain elements of the claims to lack written description or to lack definiteness. A POSITA would have found certain claims to fail to further limit claims from which they depend.

4. The specific grounds of unpatentability that I refer to are identified below:



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