

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

EARLY WARNING SERVICES, LLC
Petitioner

v.

WEPAY GLOBAL PAYMENTS LLC
Patent Owner

Patent No. D. 930,702 S
Issue Date: Sep. 14, 2021
Title: DISPLAY SCREEN PORTION WITH
ANIMATED GRAPHICAL USER INTERFACE

Case No. PGR2022-00031

DECLARATION OF KATHLEEN R. GEYER

I, Kathleen R. Geyer, declare as follows:

1. My name is Kathleen R. Geyer. I am an associate with Kilpatrick Townsend & Stockton LLP, the law firm that represents Petitioner Early Warning Services, LLC. I am over the age of twenty-one and competent to make this declaration based on my personal knowledge.

2. On March 23, 2022, I emailed DCS Synthesis Pte Ltd. at the email address listed on their website: possales@synthesis.bz requesting their assistance in providing an authentication declaration for the YouTube video:

<https://www.youtube.com/watch?v=bc84sn1xTRc>. On March 29, 2022, I sent a follow-up email. I received no response to either email.

3. On March 23, 2022, I contacted DCS Synthesis Pte Ltd. through their contact form at <https://www.synthesis.bz/contact-us/> requesting their assistance in providing an authentication declaration for the YouTube video:

<https://www.youtube.com/watch?v=bc84sn1xTRc>. I did not receive any follow-up communications regarding this request.

4. On March 23, 2022, I sent a LinkedIn message to Jimmy Teo, who lists himself as the Group CEO at DCS SYNTHESIS PTE LTD. I did not receive a response to my LinkedIn message.

5. On March 23, 2022, I emailed the New York office of the Monetary Authority of Singapore at the email address listed on their website: newyorkrep@mas.gov.sg requesting their assistance in providing an authentication declaration for the YouTube video: <https://www.youtube.com/watch?v=bc84sn1xTRc>. On March 29, 2022, I sent a follow-up email. I received no response to either email.

6. On March 22, 2022, I emailed Google's Conflict Waivers to request a declaration from a YouTube custodian of records to confirm the date each video was posted and made publicly available. On April 1, 2022, a Google employee responded stating that "YouTube won't perform the request voluntarily, a subpoena is required."

7. Attached as Exhibit 1005 to the Petition is a true and correct copy of screen captures of the YouTube video <https://www.youtube.com/watch?v=1VmJm9imBp4&t=3s> taken at every second of the video.

8. Attached as Exhibit 1006 to the Petition is a true and correct copy of the screen captures of the YouTube video <https://www.youtube.com/watch?v=bc84sn1xTRc> taken at every second of the video. Screen captures were obtained using MS Word's Picture Format Sharpen Tool. Attached as Exhibit 1072 to the Petition is a true and correct copy of the

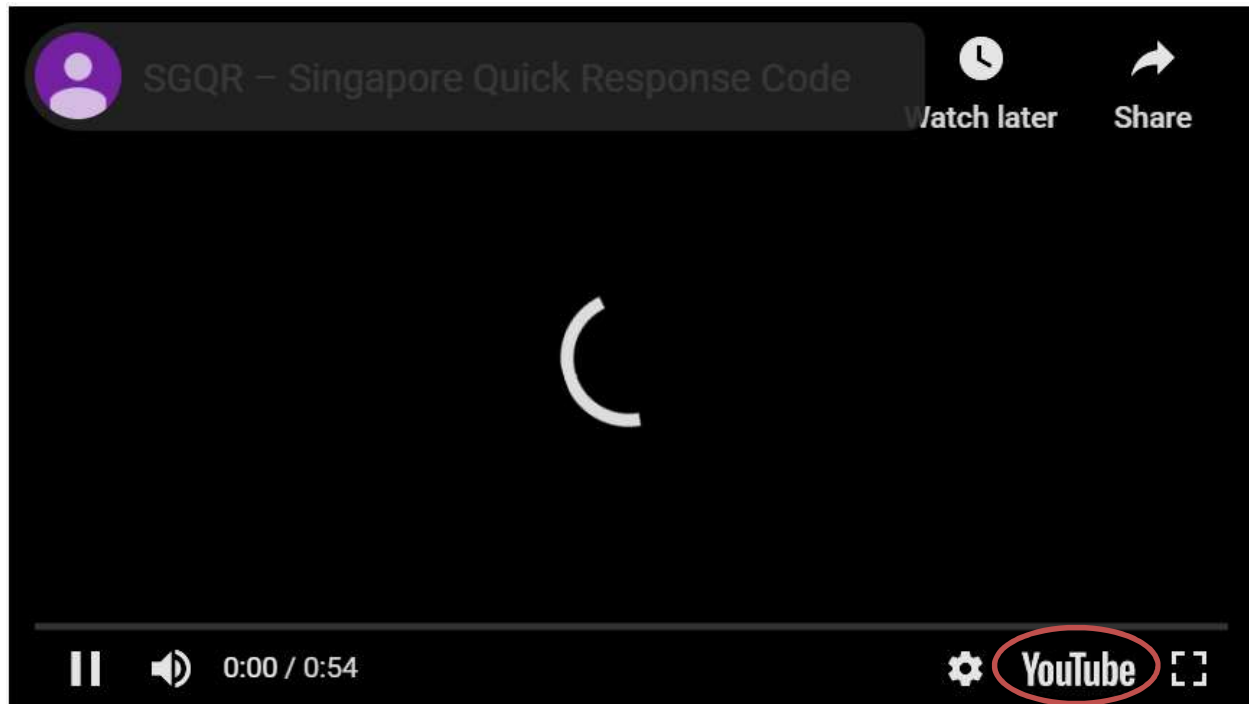
YouTube video <https://www.youtube.com/watch?v=bc84sn1xTRc> captured using Camtasia 2020.

9. Attached as Exhibit 1007 to the Petition is a true and correct copy of the screen captures of the YouTube video <https://www.youtube.com/watch?v=tDqvQFJB8GA> taken at every second of the video. Attached as Exhibit 1073 to the Petition is a true and correct copy of the YouTube video <https://www.youtube.com/watch?v=bc84sn1xTRc> captured using Camtasia 2020.

10. Attached as Exhibit 1048 to the Petition is a true and correct copy of the screen captures of the YouTube video <https://www.youtube.com/watch?v=djNDc7m9YoI&t=55s> taken at every second of the video. Attached as Exhibit 1074 to the Petition is a true and correct copy of the YouTube video <https://www.youtube.com/watch?v=bc84sn1xTRc> captured using Camtasia 2020.

11. Attached as Exhibit 1009 to the Petition is a true and correct copy of the Wayback Machine page: <https://web.archive.org/web/20200331192535/https://www.mas.gov.sg/development/e-payments/sgqr>. This page contains an embedded YouTube video titled “SGQR – Singapore Quick Response Code.” When I click to play the video on the

Wayback Machine page, the video loads, displaying the following page (which is annotated as noted below):



When I click on the YouTube link to view this video on YouTube (circled in red), the Wayback Machine notes that it has not archived the URL:

https://www.youtube.com/watch?v=1VmJm9imBp4&feature=emb_logo. See https://web.archive.org/web/20200331192536/https://www.youtube.com/watch?v=1VmJm9imBp4&feature=emb_logo. This link is identical to the link for Ex. 1005, except for the “&feature=emb_logo,” but directs to the same YouTube page when entered into the URL bar on a browser.



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