

Paper No. _____

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

OMRON OILFIELD & MARINE, INC.
Petitioner

v.

MD/TOTCO, A DIVISION OF VARCO, L.P.
Patent Owner

Patent No. 5,474,142
Issue Date: December 12, 1995
Title: AUTOMATIC DRILLING SYSTEM

Inter Partes Review No. Unassigned

DECLARATION OF KIMBERLY K. DODD

I, Kimberly K. Dodd, counsel for Petitioner, hereby declare as follows:

1. On information and belief, the Exhibits submitted with the above-referenced Petition for *Inter Partes* Review as Exhibits 1001 to 1024 are true and correct copies of the original documents, as shown in the Table below, with the exceptions that Exhibits 1010 and 1011 are, on information and belief, true and correct copies of excerpts of the originals.

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| Ex. 1001 | U.S. Patent No. 5,474,142 |
| Ex. 1002 | Federal Circuit Decision in <i>National Oilwell Varco, LP v. Pason Sys. USA Corp.</i> (D. Colo. Case No. 03-cv-02579; Fed. Cir. Case Nos. 2012-1551, -1587) |
| Ex. 1003 | District of Colorado Ruling on Claims Construction Issues in <i>National Oilwell Varco, LP v. Pason Sys. USA Corp.</i> (D. Colo. Case No. 03-cv-02579) |
| Ex. 1004 | District of Colorado Claim Constructions Read to Jury in <i>National Oilwell Varco, LP v. Pason Sys. USA Corp.</i> (D. Colo. Case No. 03-cv-02579) |
| Ex. 1005 | Eastern District of Texas Memorandum Opinion and Order Regarding Claim Constructions in <i>National Oilwell Varco, LP v. Auto-Dril, Inc.</i> (E.D. Tex. Case No. 09-cv-00085) |
| Ex. 1006 | U.S. Patent No. 3,265,359 to Bowden |
| Ex. 1007 | Ser. No. 90/010,615, Notice of Intent to Issue Ex Parte Reexamination Certificate, dated March 27, 2010 |
| Ex. 1008 | Patent Owner's Proposed Claim Constructions in <i>National Oilwell Varco, LP v. Omron Oilfield & Marine, Inc.</i> (W.D. Tex. Case No. 12-cv-00773) |
| Ex. 1009 | Patent Owner's Opening Markman Brief in <i>National Oilwell Varco, LP v. Pason Sys. USA Corp.</i> (D. Colo. Case No. 03-cv-02579) |
| Ex. 1010 | A Dictionary for the Oil and Gas Industry, First Edition, The University of Texas at Austin Petroleum Extension Service, published 2005 |
| Ex. 1011 | A Dictionary for the Petroleum Industry, First Edition, The University of Texas at Austin Petroleum Extension Service, published 1991 |
| Ex. 1012 | Declaration of Mitchell Pinckard |

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| Ex. 1013 | U.S. Patent No. 3,613,805 to Lindstad |
| Ex. 1014 | U.S. Patent No. 3,581,830 to Stoner |
| Ex. 1015 | U.S. Patent No. 2,455,917 to Crake |
| Ex. 1016 | Ser. No. 90/010,615, Response to Office Action, dated January 14, 2010 |
| Ex. 1017 | U.S. Patent No. 3,324,717 to Brooks |
| Ex. 1018 | U.S. Patent No. 4,854,397 to Warren |
| Ex. 1019 | Ser. No. 90/010,615, Request for <i>Ex Parte</i> Reexamination, dated July 24, 2009 |
| Ex. 1020 | Ser. No. 90/010,615, Office Action, dated December 9, 2009 |
| Ex. 1021 | Ser. No. 90/010,615, Office Action, dated February 17, 2010 |
| Ex. 1022 | U.S. Patent No. 3,463,252 to Miller |
| Ex. 1023 | U.S. Patent No. 1,891,329 to Le Compte |
| Ex. 1024 | Ser. No. 90/010,615, Response to Final Office Action, dated March 22, 2010 |

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Executed on May 3, 2013

/Kimberly K. Dodd/

Kimberly K. Dodd

Reg. No. 54,646