

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DEXCOM, INC.
Petitioner,

v.

WAVEFORM TECHNOLOGIES, INC.
Patent Owner

IPR2017-01051
Patent 7,529,574

Before Amy Kattula, *Trial Paralegal*

**DECLARATION OF JASON A. WRUBLESKI
IN SUPPORT OF PATENT OWNER'S PRELIMINARY RESPONSE**

I, Jason A. Wrubleski, declare as follows:

1. I am an associate at the law firm of Schwabe, Williamson & Wyatt, P.C. I have personal knowledge of the matters set forth below, and if called as a witness, I could and would testify competently to these matters. This declaration addresses the authenticity of exhibits submitted in support of WaveForm Technologies, Inc.'s ("WaveForm") Patent Owner's Preliminary Response in this matter.

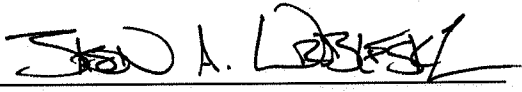
2. The document submitted herewith as Exhibit 2002 is a true and correct copy of U.S. Patent No. 9,351,677 to Rong *et al.*, titled "Analyte Sensor With Increased Reference Capacity".

3. The document submitted herewith as Exhibit 2003 is a true and correct excerpt from Plaintiff's Response to Defendant's Opening Claim Construction Brief, submitted by WaveForm's predecessor, AgaMatrix, Inc., in the co-pending infringement litigation, *WaveForm Technologies, Inc. v. Dexcom, Inc.*, D. Or. Case No. 3:16-cv-00536-MO. Annotations (in red) have been added to indicate that this excerpt contains no confidential information.

23. The document submitted herewith as Exhibit 2004 is a true and correct copy of the Board's Institution Decision in the Co-Pending IPR matter, *Dexcom, Inc. v. WaveForm Technologies, Inc.*, No. IPR2016-01680, Paper No. 10 (P.T.A.B., Mar. 6, 2017).

Pursuant to 18 U.S.C. § 1001, I declare under penalty of perjury that to the best of my knowledge, the foregoing is true and correct.

Executed on June 23, 2017.

By: 
Jason A. Wrubleski