

**UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

ONE WORLD TECHNOLOGIES, INC.,
D/B/A TECHTRONIC INDUSTRIES POWER EQUIPMENT
Petitioner,

v.

CHERVON (HK) LIMITED,
Patent Owner.

Case Nos. IPR2020-00883, IPR2020-00884, IPR2020-00885, IPR2020-00886,
IPR2020-00887, and IPR2020-00888

U.S. Patent Nos. 9,060,463, 9,596,806, 9,648,805, 9,826,686, 9,986,686, and
10,070,588

**DECLARATION OF MICHAEL CLANCY IN SUPPORT
OF PATENT OWNER'S PRELIMINARY RESPONSES**

I, Michael Clancy, declare as follows:

1. My name is Michael Clancy. I am Chief Executive Officer of Chervon North America and I am submitting this declaration in support of Chervon (HK) Limited's Preliminary Responses submitted in the above IPR proceedings.
2. Around April 20, 2020, I spoke on the phone with Lee Sowell, President of the Outdoor Products Division of Techtronic Industries Co. Ltd.
3. Mr. Sowell and I discussed the co-pending litigation, *Chervon (HK) Limited, and Chervon North America, Inc. v. One World Tech., Inc., and Techtronic Indus. Co. Ltd., and Homelite Consumer Prods., Inc.*, Case No. 1:19-cv-01293-LPS (D. Del.) (the "District Court Litigation").
4. Mr. Sowell explained that "TTI" has prepared and will soon be filing a series of IPR petitions to challenge the validity of the claims of the patents at issue in the District Court Litigation. Mr. Sowell proposed that "TTI" would not file any IPR Petitions against the patents at issue in the District Court Litigation if Chervon would agree to dismiss the litigation claims against all of the named defendants in the District Court Litigation, *i.e.*, Techtronic Industries Co. Ltd., One World Technologies, Inc., and Homelite Consumer Products, Inc.
5. I understood that Mr. Sowell was acting and negotiating on behalf of all of

the named defendants in the District Court Litigation, *i.e.*, Techtronic Industries Co. Ltd., One World Technologies, Inc., and Homelite Consumer Products, Inc. I also understood that TTI controlled whether any and all of the named defendants in the District Court Litigation, *i.e.*, Techtronic Industries Co. Ltd., One World Technologies, Inc., and Homelite Consumer Products, Inc., would file IPR Petitions against the patents at issue in the District Court Litigation.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the patents at issue.

Dated: August 10, 2020

Respectfully submitted,


Michael Clancy