

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HULU, LLC
Petitioner

v.

SITO MOBILE R&D IP, LLC and SITO MOBILE, LTD.,
Patent Owner

Case IPR: Unassigned

U.S. Patent 8,825,887

DECLARATION OF CAMERON W. WESTIN

***Inter Partes Review of USPN 8,825,887
Declaration of Cameron W. Westin (Exhibit 1028)***

I, Cameron W. Westin, hereby declare as follows:

1. I am an attorney duly licensed in the State of California. I am a counsel at O'Melveny & Myers LLP, counsel to Hulu, LLC ("Hulu") in the above-referenced petition for *inter partes* review. I am also counsel to Hulu in the related district court proceedings in *SITO Mobile R&D IP, LLC v. Hulu, LLC*, 6:20-CV-472-ADA (W.D. Tex.). I have personal knowledge of the facts set forth below, and if called upon, I could and would testify to the truth of the following.

2. On September 8, 2020, the Clerk for the Court in the district court proceedings, *SITO Mobile R&D IP, LLC v. Hulu, LLC*, 6:20-CV-472-ADA (W.D. Tex.), informed counsel of record for Hulu and SITO by email that the *Markman* hearing in the district court case will be set for March 5, 2021, and the trial date will be set for March 7, 2022.

3. On December 10, 2020, I informed counsel of record for SITO by email that Hulu will not pursue invalidity against the asserted claims in the District Court (39, 45, 52, 68, 98, 99, 100, 101, 103, 105, 111, 115, and 117) in Case No. 6:20-cv-00472-ADA based on Eyal or Madison, the primary references in all grounds of this petition. This email is submitted with the petition as Exhibit 1048.

***Inter Partes Review of USPN 8,825,887
Declaration of Cameron W. Westin (Exhibit 1028)***

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

Executed this 10th day of December, 2020, in Newport Beach, California.



Cameron W. Westin