

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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**THE HILLMAN GROUP, INC.**  
Petitioner,

v.

**Hy-Ko Products Company LLC**  
Patent Owner.

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Case IPR2022-00169  
Patent No. 10,421,133 B2

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**AFFIDAVIT OF VICTORIA Q. SMITH IN SUPPORT OF  
PATENT OWNER'S MOTION FOR *PRO HAC VICE* ADMISSION  
UNDER 37 C.F.R. § 42.10(c)**

I, Victoria Q. Smith, being duly sworn and upon oath, hereby apply to appear *pro hac vice* before the Office in *Inter Partes* Review proceedings under the following PTAB Case Nos.:

- i. *The Hillman Group, Inc. v. Hy-Ko Products Company LLC*,  
Case: IPR2022-00168, Patent No. 9,656,332
- ii. *The Hillman Group, Inc. v. Hy-Ko Products Company LLC*,  
Case: IPR2022-00169, Patent No. 10,421,133
- iii. *The Hillman Group, Inc. v. Hy-Ko Products Company LLC*,  
Case: IPR2022-00174, Patent No. 9,687,920
- iv. *The Hillman Group, Inc. v. Hy-Ko Products Company LLC*,  
Case: IPR2022-00175, Patent No. 9,682,432

I hereby attest to the following:

1. I am a member in good standing of the State Bar of California (CA Bar No. 236045), as well as the State Bar of Texas (TX Bar No. 24075381).
2. I have not been suspended or disbarred from practice before any court or administrative body;
3. I have never had an application for admission to practice before any court or administrative body denied;
4. No sanction or contempt citation has been imposed against me by any court or administrative body;
5. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in 37 C.F.R. Part 42;

6. I will be subject to the USPTO Rules of Professional conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

7. In the last (3) years, I have appeared *pro hac vice* before the Office in the following proceedings:

- i. *Ralph Lauren Corporation v. Lexos Media IP, LLC*,  
Case: IPR2018-01755, Patent No. 6,118,449
- ii. *Ralph Lauren Corporation v. Lexos Media IP, LLC*,  
Case: IPR2018-01749, Patent No. 5,995,102

8. I am an experienced litigation attorney with more than 15 years of experience representing clients in patent cases. I regularly litigate patent cases in various forums including various federal district courts. Through my experience in patent litigation matters, I have represented clients in all phases of litigation including discovery, *Markman* hearings, jury trials, and appeals.

9. I am familiar with the subject matter at issue in this proceeding. I am familiar with the technology and issued claims in the 10,421,133 Patent. I am also familiar with the petitions and the prior art references cited in PTAB Cases Nos. IPR2022-00168, IPR2022-00174, and IPR2022-00175 as well as the associated grounds before the PTAB.

I hereby declare that all statements made of my own knowledge are true and that all statements made on information and belief are believed to be true. I further

Affidavit of Victoria Q. Smith

declare that these statements were 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.

Dated: 3/22/2022

  
VICTORIA Q. SMITH  
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Email: victoria.smith@squirepb.com

UPENDRA PATEL  
Notary Public  
Date: 03-22-2022

*See Attached Exhibit  
Transcript with Affidavit  
Statement.*

**CALIFORNIA JURAT WITH AFFIANT STATEMENT**

**GOVERNMENT CODE § 8202**

- ☒ See Attached Document (Notary to cross out lines 1-6 below)  
☐ See Statement Below (Lines 1-6 to be completed only by document signer[s], not Notary)

X Sam D. Siller  
 Signature of Document Signer No. 1

Signature of Document Signer No. 2 (if any)

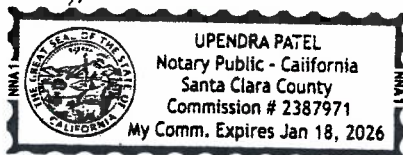
A notary public or other officer completing this certificate verifies only the identity of the individual who signed the document to which this certificate is attached, and not the truthfulness, accuracy, or validity of that document.

State of California  
 County of Santa Clara

Subscribed and sworn to (or affirmed) before me  
 on this 22nd day of March, 2022  
 by Victoria Q Smith  
 (1) VICTORIA Q SMITH  
 (and (2) \_\_\_\_\_),  
 Name(s) of Signer(s)

proved to me on the basis of satisfactory evidence  
 to be the person(s) who appeared before me.

Signature [Signature]  
 Signature of Notary Public



Seal  
 Place Notary Seal Above

**OPTIONAL**

Though this section is optional, completing this information can deter alteration of the document or fraudulent reattachment of this form to an unintended document.

**Description of Attached Document**

Title or Type of Document: Affidavit Document Date: 03-22-2022  
 Number of Pages: 3 Signer(s) Other Than Named Above: same as above