

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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LIFECORE FITNESS, INC. d/b/a ASSAULT FITNESS  
Petitioner,

v.

WOODWAY USA, INC.  
Patent Owner.

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IPR2023-00836  
U.S. Patent No. 9,039,580

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**DECLARATION IN SUPPORT OF MOTION FOR *PRO HAC VICE*  
ADMISSION OF KADIE M. JELENCHICK UNDER 37 C.F.R. §42.10(c)**

1. I, Kadie M. Jelenchick, am more than twenty-one years of age, am competent to present this declaration, and have personal knowledge of the facts set forth herein.

2. This declaration is submitted in support of Patent Owner Woodway USA, Inc.'s Motion for *Pro Hac Vice* Admission.

3. I am a member in good standing of the Bar of the State of Wisconsin.

4. I have never been suspended or disbarred from practice before any court or administrative body.

5. I have never been denied admission to practice before any court or administrative body.

6. No court or administrative body has ever imposed sanctions or contempt citations against me.

7. 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 part 42 of 37 C.F.R.

8. I understand that I will be subject to the USPTO Code of Professional Responsibility set forth in 37 C.F.R. §§11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. §11.19(a).

9. I have previously applied to appear *pro hac vice* in the following proceedings before the Office in the last three (3) years: IPR2020-01486, -01487, -01488, -01489, -01490; IPR2022-01366, -01367, -01368, -01369, and -01424; and

IPR2023-00407. I am also concurrently filing *pro hac vice* motions in *inter partes* review proceedings related to this proceeding, specifically in IPR2023-00843 and IPR2023-00849.

10. I have a J.D. from the University of Houston Law Center and a B.S. in Biomedical Engineering from the University of Rochester.

11. I am an experienced patent litigation attorney with more than 18 years of experience representing clients in patent cases. I regularly litigate patent cases in various federal district courts.

12. I have an established familiarity with the subject matter at issue in this proceeding. I am the lead attorney for the trial team in *Woodway USA, Inc. v. LifeCORE Fitness, Inc.*, No. 3:22-cv-00492-JO-BLM (S.D. Cal.), which involves the same U.S. Patent No. 9,039,580 subject matter at issue in this proceeding.

13. I have reviewed and am familiar with the technology and issued claims in the patent. I have also reviewed and am familiar with the prior art references at issue in this proceeding and the associated invalidity grounds before the Board.

14. I hereby declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and 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 understand that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. §1001).

IPR2023-00836  
U.S. Patent No. 9,039,580

Declaration in Support of Motion for *Pro*  
*Hac Vice* Admission of Kadie M. Jelenchick

Dated: December 5, 2023

By: s/Kadie M. Jelenchick/

Kadie M. Jelenchick  
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