

IPR2025-00639
Patent No. 9,122,965

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD., and
SAMSUNG ELECTRONICS AMERICA, INC.,

Petitioners,

v.

ICASHE, INC.,

Patent Owner.

Case IPR2025-00639

Patent No. 9,122,965

DECLARATION OF JESSICA L. GUTIERREZ

I, Jessica L. Gutierrez, declare under oath and penalty of perjury that:

1. I am back-up counsel of record for Patent Owner iCashe, Inc. in this proceeding and related proceedings, as set forth below, and have first-hand knowledge of the matters discussed herein.

2. Patent Owner is a party to seven related IPR proceedings, including this one: IPR2025-00639 (“-639”), IPR2025-00640 (“-640”), IPR2025-00641 (“-641”), IPR2025-00642 (“-642”), IPR2025-00643 (“-643”), IPR2025-00644 (“-644”), IPR2025-00645 (“-645”).

3. Patent Owner’s deadline to submit its POPRs in the seven related proceedings, including this one, was July 16, 2025. *See* IPR2025-00639 Paper 5; IPR2025-00640 Paper 5; IPR2025-00641 Paper 5; IPR2025-00642 Paper 5; IPR2025-00643 Paper 5; IPR2025-00644 Paper 5; IPR2025-00645 Paper 5.

4. Patent Owner’s counsel worked throughout the day on July 16 preparing for the filing of seven POPRs, supporting expert declarations, and other exhibits, across all seven proceedings. Despite the volume of submissions, Patent Owner’s counsel believed throughout the day that they had allocated sufficient time to finalize and file all POPRs and exhibits across all seven IPR proceedings.

5. The POPRs and exhibits for three of the proceedings, -642, -643, and -644, were substantively completed by the afternoon of July 16. The POPR and exhibits for the -640 proceeding were substantively completed shortly after, with a

small number of formatting issues and citations to be addressed before filing.

When these POPRs and exhibits were near filing-ready, Patent Owner's counsel shifted attention to finalizing the other three POPRs and exhibits.

6. The finalization of the other three POPRs and exhibits took significantly more time than Patent Owner's counsel anticipated. In finalizing the other three POPRs and accompanying exhibits, Patent Owner's counsel encountered unanticipated issues, in the form of corrections and modifications needing to be carried across multiple POPRs. These issues also necessitated changes to expert declarations and citations thereto in the POPRs.

7. Despite Patent Owner's counsel's best efforts, the finalization process left counsel with insufficient time to file all POPRs and supporting materials across six of the seven proceedings, including this proceeding, before midnight.

8. Patent Owner ultimately filed its POPRs across all seven proceedings in series, starting with the on-time filing of the POPR and supporting materials in **IPR2025-00643** on July 16, 2025 at **11:37 p.m. EDT**.

9. Patent Owner filed the remaining six POPRs, including for this proceeding, between 12:01 a.m. and 12:26 a.m. EDT, with certain exhibits and one corrected POPR in the -641 proceeding filed at 12:42 a.m. and 1:11 a.m. EDT, respectively. Specifically, the filings were completed as follows:

- **IPR2025-00644**: POPR and all exhibits filed at **12:01 a.m. EDT** on July 17

- **IPR2025-00640:** POPR and Ex. 2031 filed at **12:06 a.m. EDT**¹ on July 17
- **IPR2025-00641:** POPR and Ex. 2031 filed at **12:08 a.m. EDT** on July 17; Ex. 2032 and Ex. 2033 filed at **12:42 a.m. EDT** on July 17; Corrected POPR filed at **1:11 a.m. EDT** on July 17 (substantively identical to originally filed POPR, but retitled “Corrected” and with three comments removed that were inadvertently left in as-filed original POPR)
- **IPR2025-00645:** POPR and all exhibits filed at **12:17 a.m. EDT** on July 17
- **IPR2025-00642:** POPR and all exhibits filed at **12:22 a.m. EDT** on July 17
- **IPR2025-00639:** POPR and all exhibits filed at **12:26 a.m. EDT** on July 17

10. The POPR and supporting exhibits in this proceeding were filed 27 minutes after the 11:59 p.m. EDT deadline.

11. After all filings were complete, Patent Owner served all seven POPRs and exhibits, including the POPR and exhibits in this proceeding, on Petitioners at **1:19 a.m. EDT** on July 17.

12. Although six of the POPRs were filed after midnight on July 17, all seven POPRs were substantively completed before the filing deadline.

¹ Ex. 2032 and Ex. 2033 in the -640 proceeding were filed at 12:52 a.m. EDT, but those exhibits were filed in error and are not necessary to the -640 proceedings.

13. Petitioners have indicated they do not oppose the relief requested in this motion.

14. 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 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 and that such willful false statements may jeopardize the validity of the application, or any patents issued thereon.

Dated: July 25, 2025

Respectfully Submitted,

/Jessica L. Gutierrez/
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