

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FREIGHTCAR AMERICA, INC.,  
Petitioner,

v.

NATIONAL STEEL CAR LIMITED,  
Patent Owner.

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IPR2025-01046 (Patent 8,166,892)  
IPR2025-01047 (Patent 8,132,515)  
IPR2025-01048 (Patent 8,132,515)

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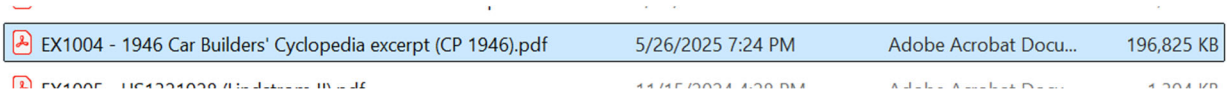
**DECLARATION OF BRANDON HERNANDEZ**

I, Brandon Hernandez, declare as follows:

1. I am a paralegal for Knobbe, Martens, Olson and Bear, LLP and I have personal knowledge of the statements made herein.

2. On May 27, 2025, I was tasked with filing the petitions in the three IPRs listed in the caption above.

3. Justin Gillett, an attorney on these matters, sent me an email at 10:18 a.m. on May 27<sup>th</sup> instructing me to prepare and file the exhibits related to those petitions, including a version of EX1004 that is currently (as of the date of his declaration) stored in an electronic system maintained by my law firm, as shown in the following screen capture (which includes metadata):

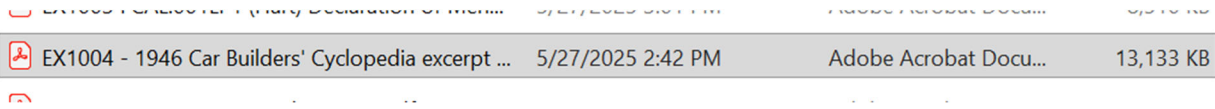


As shown, this PDF document is approximately 197 MB in size and was last saved or modified on May 26, 2025.

4. After receiving Mr. Gillett's instructions, I began my preparation by adding Bates numbering to each page of the document (an automated process in the Adobe software program that slightly reduces image size on each page to make room for the superimposed numbering labels in the lower margin).

5. Then, upon discovering that the PDF document's size of 197MB was above the 25MB size limit for documents uploaded through PACTS, I reduced the size of the exhibit using the default "Optimize PDF/Reduce File Size" function.

6. My workflow resulted in a PDF file approximately 13.1 MB in size. At 2:42 p.m., I saved this smaller PDF file in a folder where it remains today (as of the date of this declaration):



As shown, this PDF file is approximately 13.1 MB in size and was last saved or modified on May 27, 2025.

7. I later filed the 13.1 MB PDF using PTACTS and served it on counsel for Patent Owner (including Mr. Safet Metjahic and Mr. Robert Keeler) via email at 4:58 p.m. Pacific that same day.

8. After Patent Owner's preliminary response in the above-captioned IPRs was received on September 18, 2025, I explained the above steps for preparing exhibits to Mr. Justin Gillett and pointed him to the electronic storage location of the smaller 13.1 MB PDF file described above.

I declare under penalty of perjury that the foregoing is true and correct.

Dated: October 8, 2025

  
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Brandon Hernandez