

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FREIGHTCAR AMERICA, INC.,
Petitioner,

v.

NATIONAL STEEL CAR LIMITED,
Patent Owner.

IPR2025-01046 (Patent No. 8,166,892)
IPR2025-01047 (Patent No. 8,132,515)
IPR2025-01048 (Patent No. 8,132,515)

DECLARATION OF MICHAEL RIORDAN

I, Michael Riordan, declare as follows:

1. I am the Chief Financial Officer of FreightCar America, Inc. (“FCA”), and I have personal knowledge of the statements made herein.

2. FCA presently operates a facility in Johnstown, Pennsylvania located at 129 Industrial Park Rd, Johnstown, PA 15904. The Johnstown facility houses FCA’s engineering department and all of FCA’s freight cars are designed there. FCA also has corporate offices in Chicago, Illinois, located at 125 S. Wacker Drive, Suite 1500, Chicago, IL 60606 USA. FCA is incorporated in the U.S., based in the U.S., and subject to all U.S. laws and regulations.

3. Petitioner and its predecessor, Bethlehem Steel, have been producing freight cars for over a century. The freight cars NSC has accused of patent infringement were designed entirely in the U.S., and approximately 80% of their components (by weight) were sourced from U.S. suppliers.

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

Dated: September 26, 2025



Michael Riordan