

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHUTTLESLIDE, LLC,
Petitioner,

v.

SEA SWIVEL INC.,
Patent Owner.

PGR2025-00089
Patent 12,258,111

**DECLARATION OF ANDREW T. OLIVER
IN SUPPORT OF PATENT OWNER'S
DISCRETIONARY DENIAL BRIEF**

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

I, Andrew T. Oliver, hereby state and declare pursuant to 28 U.S.C. § 1746 as follows:

1. I am over the age of eighteen (18) and competent to make this Declaration. I have personal knowledge of the facts stated in this Declaration and could testify competently to them if asked to do so.
2. I am an attorney at the law firm of Amin, Turocy & Watson, LLP and have been practicing law for over 24 years.
3. I was asked by counsel for Sea Swivel Inc. (“Patent Owner”) to gather data and statistics regarding the time to trial in the United States District Court for the Southern District of Florida (“SDFL”) and as pertains to U.S. District Judge Roy Altman, who is the presiding judge in a patent infringement lawsuit in the SDFL, in which Patent Owner is asserting U.S. Patent No. 12,258,111.
4. My firm has a subscription to Docket Navigator’s legal database platform.
5. Docket Navigator maintains, among other things, litigation data and statistics for various courts and adjudicatory proceedings relating to the time from commencement to the time to trial or final resolution, including for the U.S. District Courts and for various U.S. District Court Judges.
6. On November 4, 2025, I searched the Docket Navigator database for

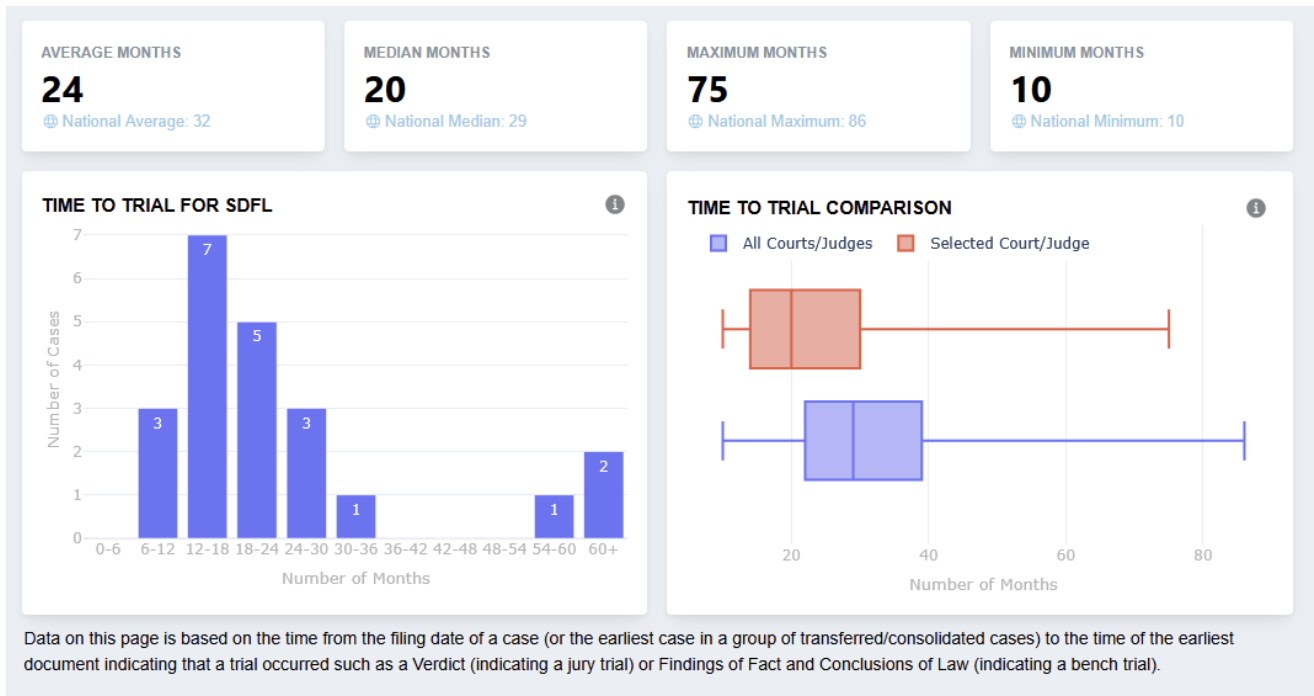
the average and median time from case filing to trial for patent cases in SDFL, for trials between January 1, 2008 and November 5, 2025.

7. Docket Navigator indicated that, during this time period, the average time to trial in patent cases in SDFL was 24 months and the median time to trial in patent cases in SDFL was 20 months. A true and correct copy of the corresponding Docket Navigator search results are provided at EX2006.

8. On November 4, 2025, I searched the Docket Navigator database for the average and median time from case filing to trial for patent cases before U.S. District Court Judge Roy Altman, for trials between January 1, 2008 and November 5, 2025.

9. Docket Navigator indicated that, during this time period, the average and median time to trial for patent cases before Judge Roy Altman was 22 months. The 22-month average time to trial before Judge Altman in patent cases is two (2) months less than the district-wide average time to trial for patent cases in SDFL during the same time period. A true and correct copy of the corresponding Docket Navigator search results are provided at EX2007.

10. The following screenshot, which I pulled from Docket Navigator, shows graphs that provide additional details regarding the time to trial data for patent cases in SDFL, as discussed above.



11. As can be seen from the SDFL Time To Trial graph above, more patent cases started trial within 12-18 months' time-to-trial category than any other time-to-trial category, followed by 5 patent cases that went to trial within 18-24 months.

12. The time to trial data discussed above is consistent with the time-to-trial data published by the Administrative Office for the U.S. Courts in the U.S. District Courts - National Judicial Caseload Profile for the six 12-month periods ending in December 31 from 2019-2024. A true and correct copy of the referenced National Judicial Caseload Profile report is provided at EX2008.

13. As can be seen from the National Judicial Caseload Profile report at EX2008 on p. 2008-92, the median time from filing to trial for civil cases in SDFL

was 23.1 months in 2023 and 24.4 months in 2024.

14. As can also be seen from the National Judicial Caseload Profile report at EX2008, among U.S. District Courts providing time-to-trial data for the year ending December 31, 2024, SDFL was one of the fastest being among the eleven lowest median times from filing to trial for civil cases, for the districts for which data was provided in that category. (For some districts, the report merely provides a hyphen in that category.)

I hereby declare under penalty of perjury that all statements made herein of my own knowledge are true and correct and that all statements made on information and belief are believed to be true and correct; and further 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.

Executed on December 6, 2025, in Washington, D.C.

By:


Andrew T. Oliver