

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IMIRACLE HK LIMITED,
PETITIONER,

v.

VPR BRANDS, LP,
PATENT OWNER.

Case IPR2023-01255

U.S. Patent No. 8,205,622

**Declaration Of Lyle B. Vander Schaaf In Support Of
Motion For *Pro Hac Vice* Admission**

I, Lyle B. Vander Schaaf, declare as follows:

1. I am an attorney at the law firm Crowell & Moring LLP.
2. I am a member in good standing of the District of Columbia Bar.
3. I have never been subject to any suspensions or disbarments from practice before any court or administrative body.
4. None of my applications for admission to practice before any court or administrative body has ever been denied.
5. I have never been sanctioned nor had contempt citations imposed by any court or administrative body.
6. 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.
7. I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et. seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).
8. There have been no other proceedings before the Board for which I have applied to appear *pro hac vice* in the last three (3) years.
9. I am currently acting or have acted as lead counsel in more than 20 patent litigations before various district courts across the country and the

International Trade Commission (“ITC”).

10. I have familiarity with the subject matter at issue in this proceeding. I represented a proceeding before the ITC, *Certain Oil Vaping Cartridges, Components Thereof, and Products Containing the Same*, Inv. No. 337-TA-1286, filed October 4, 2021, which involved multiple U.S. patents directed to the same subject matter, *i.e.*, electronic cigarettes, as the patent-at-issue in the current proceeding. I am familiar with the technology claimed in the patent-at-issue such as the atomizer. I spent time preparing and reviewing the Petition in this proceeding.

11. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; 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.

Dated: September 11, 2023

Respectfully submitted,

/Lyle B. Vander Schaaf/
Lyle B. Vander Schaaf