

Michael J. Malecek (State Bar No. 171034)
 Email address: michael.malecek@kayescholer.com
 Kenneth Maikish (State Bar No. 267265)
 Email address: kenneth.maikish@kayescholer.com
 KAYE SCHOLER LLP
 Two Palo Alto Square, Suite 400
 3000 El Camino Real
 Palo Alto, California 94306
 Telephone: (650) 319-4500
 Facsimile: (650) 319-4700

Attorneys for Defendant
 GOOGLE INC.

**UNITED STATES DISTRICT COURT
 FOR THE EASTERN DISTRICT OF CALIFORNIA**

ICONFIND, INC.,

Plaintiff,

v.

GOOGLE INC.,

Defendant.

Case No. 2:11-CV-00319 GEB JFM

**DECLARATION OF KENNETH MAIKISH
 IN SUPPORT OF DEFENDANT GOOGLE
 INC.'S MEMORANDUM IN SUPPORT
 OF ITS MOTION FOR JUDGMENT ON
 THE PLEADINGS OF INVALIDITY OF
 U.S. PATENT NO. 7,181,459**

Date: May 16, 2011
 Time: 9:00 a.m.
 Location: Courtroom 10
 The Honorable Garland E. Burrell, Jr.

DECLARATION OF KENNETH MAIKISH IN SUPPORT OF
 GOOGLE'S MOTION FOR JUDGMENT ON THE PLEADINGS
 Case No. 2:11-CV-00319 GEB JFM

KAYE SCHOLER LLP

1 I, Kenneth Maikish declare as follows:

2 1. I am an attorney licensed to practice law in the State of California and am an
3 associate at Kaye Scholer LLP, counsel for Defendant Google Inc. ("Google"), in this action.
4 Unless stated on information and belief, I make this declaration based on my own personal
5 knowledge in support of Defendant's Motion for Judgment on the Pleadings of Invalidity of U.S.
6 Patent No. 7,181,459.

7 2. Attached as Exhibit 2 is a true and correct copy of the Patent Application of Lee H.
8 Grant and Susan A. Capizzi for Method of Coding, Categorizing, and Retrieving Network Pages
9 and Sites dated February 22, 2002 in U.S. Patent Application No. 10/082,596.

10 3. Attached as Exhibit 3 is a true and correct copy of Office Action Summary dated
11 May 24, 2004 in U.S. Patent Application No. 10/082,596.

12 4. Attached as Exhibit 4 is a true and correct copy of the Response to Official Action
13 dated June 22, 2004 in U.S. Patent Application No. 10/082,596.

14 5. Attached as Exhibit 5 is a true and correct copy of the Amendment in Response to
15 Non-Final Office Action dated April 27, 2005 in U.S. Patent Application No. 10/082,596.

16 5. Attached as Exhibit 6 is a true and correct copy of the Office Action Summary
17 dated July 11, 2005 in U.S. Patent Application No. 10/082,596.

18 6. Attached as Exhibit 7 is a true and correct copy of the Amendment After Final
19 Action (37 C.F.R. Section 1.116) dated Sept. 8, 2005 in U.S. Patent Application No. 10/082,596.

20 I declare under penalty of perjury under the laws of the United States of America that the
21 foregoing is true and correct.

22 Executed on this April 15, 2011, in Palo Alto, California.

23
24 /s/ Kenneth Maikish

25 Kenneth Maikish