

# EXHIBIT 13

IN THE UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF CALIFORNIA

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ICONFIND, INC.,

Plaintiff,

vs.

GOOGLE, INC.,

Defendant.

Certified  
Transcript

) No. 2:11-CV-00319

) GEB JFM

CONFIDENTIAL

VIDEOTAPED, CONFIDENTIAL DEPOSITION OF LEE GRANT, at  
the Law Offices of Wilke, Fleury, Hoffelt, Gould &  
Birney, 400 Capitol Mall, 22nd Floor, Sacramento,  
California, commencing at 9:08 a.m., Tuesday,  
March 6, 2012, before Elizabeth A. Willis-Lewis,  
RPR, CSR No. 12155.

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Job No. CS383307

1 with the ability to conduct online purchases, sales,  
2 leases or other financial transactions, pages that may  
3 be involved in transacting business but do not enable  
4 the user to conduct the transaction online and other  
5 pages that contain commercial information. Web pages  
6 involved in providing information" -- excuse me --  
7 "include pages that contain articles, journals,  
8 publications or other non-commercial materials." So I  
9 believe that answers your question.

10 Q. You think that tells me whether or not the use  
11 of the information on the page affects the --

12 A. I believe it does.

13 Q. Okay. So the creator of the web page knows the  
14 web site that the page is going to be on, correct?

15 A. Please repeat that.

16 Q. Sorry. I am trying to establish what it is  
17 that the creator of the web page knows that you don't  
18 know that could affect the top tier category. So the  
19 web site creator knows the domain that the page is going  
20 to be listed on, correct?

21 A. I don't know what the web -- the web creator --  
22 the web creator, we state in the patent, is the person  
23 who is most knowledgeable to make, you know, those  
24 decisions.

25 Q. And what knowledge does that web site creator

1 have?

2 A. Everything that is laid out for each tier and  
3 they would be most aware of that knowledge of how that  
4 would work.

5 Q. And does his knowledge of the text on the  
6 page -- could that affect the top tier category?

7 A. Well, I think the knowledge of the creator is  
8 important in selecting the categories.

9 Q. But the reader on the page knows the text on  
10 the page, correct?

11 MS. FOLGERS: Objection. Vague.

12 THE DEPONENT: Yeah.

13 BY MR. MAIKISH:

14 Q. A reader of a web page can read the text,  
15 correct?

16 A. If it is in the language they speak, you know,  
17 if there is text.

18 Q. So let's go back to the Corporation Wiki page.  
19 So you are reading this page. You know the text that is  
20 on it and you know the domain that it is on, but you  
21 said that you can't categorize it because you need more  
22 information. I am just trying to determine what other  
23 information you would need.

24 A. The patent, I believe, states that the creator  
25 is the one who is in the best position to make that

1 decision. So ...

2 Q. Is it your position that only the creator can  
3 make that decision?

4 A. Well, sitting here right now, I believe the  
5 patent states that the creator is really the best to  
6 make those decisions.

7 Q. So could anyone else make those determinations?

8 A. I would just refer to the patent. The patent  
9 answers that best. The creator -- let's see if I can --  
10 this is -- that is answered in the patent.

11 Q. That -- if another person besides the creator  
12 could categorize the web page?

13 A. Well, I'm not sure how to answer that.

14 Q. Could someone besides the creator categorize  
15 the network page?

16 A. I don't know. I suppose it is -- you know, it  
17 is possible. It is possible, I suppose. I don't know.

18 Q. Why don't you know who could categorize a  
19 page? I am sorry. That is not fair.

20 What does it take to be able to categorize a  
21 network page? What do you need to know?

22 A. Exactly what is in the patent.

23 Q. You need to know what is in the patent in order  
24 to categorize the network page?

25 A. Well, the patent describes how to categorize a

1 network page.

2 Q. So if you have read the patent and you have  
3 read the web page could you categorize the page?

4 A. The patent describes how the creator  
5 categorizes a web page.

6 Q. So can someone who has read a network page and  
7 read the patent categorize the network page?

8 A. I think I've answered this.

9 Q. Could you answer it again?

10 A. The patent describes how the creator of the web  
11 page -- the patent describes how this happens. The  
12 patent describes how the creator categorizes the web  
13 page.

14 Q. Does it describe what information is needed to  
15 categorize the web page?

16 A. I believe that is in the patent.

17 Q. So then someone who read the patent and then  
18 read the page should be able to categorize the network  
19 page?

20 A. That is not necessarily so.

21 Q. Why is that?

22 A. I don't know. I believe I have asked and  
23 answered the question.

24 Q. Well, you have read the patent, right?

25 A. I have read the patent.