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 16 BURST.COM, INC.

17 UNITED STATES DISTRICT COURT
 18 NORTHERN DISTRICT OF CALIFORNIA
 19 SAN FRANCISCO DIVISION

20 APPLE COMPUTER, INC.,
 21 Plaintiff/Counterdefendant,
 22 v.
 23 BURST.COM, INC.,
 24 Defendant/Counterclaimant.

CASE NO. C06-00019 MHP

25
 26 **DECLARATION OF IAN B. CROSBY IN SUPPORT OF DEFENDANT BURST.COM,**
 27 **INC.’S OPPOSITION TO PLAINTIFF APPLE COMPUTER, INC.’S MOTION FOR**
 28 **SUMMARY JUDGMENT ON INVALIDITY BASED ON KRAMER AND KEPLEY**
PATENTS

1 I, Ian B. Crosby, declare as follows:

2 1. I am a partner in the Seattle office of Susman Godfrey L.L.P. I represent defendant
3 Burst.com, Inc. ("Burst") in the above captioned matter. I make this declaration based upon
4 personal knowledge and, if called upon to do so, could testify competently to the facts set forth
5 herein.
6

7 2. Attached hereto as Exhibit 1 is a true and correct copy of U.S. Patent No. 4,963,995.

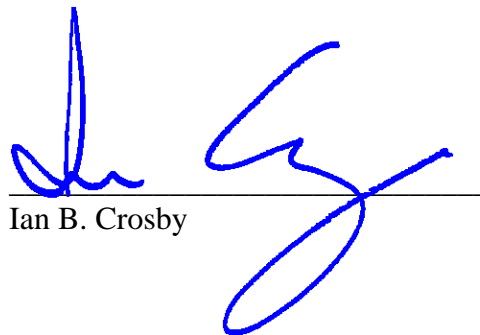
8 3. Attached hereto as Exhibit 2 is a true and correct copy of U.S. Patent No. 5,164,839.

9 4. Attached hereto as Exhibit 3 is a true and correct printed copy of the web page
10 appearing at <http://www.kanekramer.com>.
11

12 5. Attached hereto as Exhibit 4 is a true and correct copy of selected pages from the
13 deposition of Greg Mullins, dated February 23, 2007.

14 I declare under penalty of perjury under the laws of the United States that the foregoing is
15 true and correct.

16 DATED this 7th day of June, 2007.

17
18 
19 Ian B. Crosby

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