

1 TIMOTHY T. SCOTT (SBN 126971/tscott@kslaw.com)
2 GEOFFREY M. EZGAR (SBN 184243/ gezgar@kslaw.com)
3 LEO SPOONER III (SBN 241541/lspooner@kslaw.com)
4 KING & SPALDING LLP
5 333 Twin Dolphin Drive, Suite 400
6 Redwood Shores, CA 94065
7 Telephone: (650) 590-0700
8 Facsimile: (650) 590-1900

9 SCOTT T. WEINGAERTNER (*pro hac vice*/sweingaertner@kslaw.com)
10 ROBERT F. PERRY (rperry@kslaw.com)
11 ALLISON ALTERSOHN (*pro hac vice*/aaltersohn@kslaw.com)
12 SUSAN KIM (*pro hac vice*/skim@kslaw.com)
13 DANIEL MILLER (*pro hac vice*/dmiller@kslaw.com)
14 King & Spalding LLP
15 1185 Avenue of the Americas
16 New York, NY 10036-4003
17 Telephone: (212) 556-2100
18 Facsimile: (212) 556-2222

19 Attorneys for Defendant
20 GOOGLE INC.

21 UNITED STATES DISTRICT COURT FOR THE
22 NORTHERN DISTRICT OF CALIFORNIA
23 OAKLAND DIVISION

24 NETLIST, INC.,

25 Plaintiff,

26 v.

27 GOOGLE INC.,

28 Defendant.

Civil Action No. C09-05718 SBA

[Related to Civil Action No. C08 04144 SBA]

**DECLARATION OF SCOTT T.
WEINGAERTNER IN SUPPORT OF
DEFENDANT GOOGLE INC.'S
RESPONSIVE CLAIM CONSTRUCTION
BRIEF**

1 I, Scott T. Weingaertner, declare:

2 1. I am an attorney admitted to practice in the states of New York, New Jersey, and Georgia
3 and before this Court. I am a partner with the law firm of King & Spalding LLP, counsel of
4 record for Plaintiff Google Inc. ("Google"). I have personal knowledge of the facts set forth
5 herein and, if called upon as a witness, could and would testify competently thereto under oath.

6 2. Attached hereto as Exhibit A is a true and correct copy of excerpts from the deposition
7 transcript of Richard Turley, taken on May 13, 2010. Although originally designated as
8 confidential by Google, Google has de-designated the portions included in this exhibit.

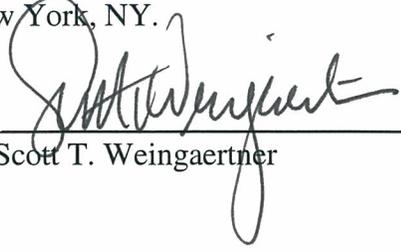
9 3. Attached hereto as Exhibit B is a true and correct copy of United States Patent No.
10 7,619,912, titled "Memory Module Decoder."

11 4. Attached hereto as Exhibit C is a true and correct copy of relevant portions of The
12 Authoritative Dictionary of IEEE Standards Terms, Seventh Edition.

13 5. Attached hereto as Exhibit D is a true and correct copy of relevant portions of Google's
14 Invalidity Contentions, dated May 14, 2010.

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

17 Executed on this 4th day of August 2010 at New York, NY.

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21 By: 

22 Scott T. Weingaertner
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