

EXHIBIT B

UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

ROCKSTAR CONSORTIUM US LP,
AND MOBILESTAR TECHNOLOGIES LLC

Plaintiffs,

v.

ZTE CORPORATION, ZTE (USA) INC., AND
ZTE SOLUTIONS, INC.

Defendants.

Civil Action No. 2:13-cv-901-JRG

**DECLARATION OF ANUP M. SHAH IN SUPPORT OF
ZTE (USA) INC.'s MOTION TO STAY OR, ALTERNATIVELY,
TO TRANSFER TO THE NORTHERN DISTRICT OF CALIFORNIA**

I, Anup M. Shah, declare as follows:

1. I am an attorney at King & Spalding LLP and counsel for Defendant ZTE (USA) Inc. I submit this declaration in support of ZTE (USA) Inc.'s Motion to Stay or, Alternatively, to Transfer to the Northern District of California. I have personal knowledge of the factual matters stated below and would testify that they are true if called upon to do so.

2. Attached hereto as Exhibit 1 is a true and correct copy of Robert McMillan, *How Apple and Microsoft Armed 4,000 Patent Warheads*, Wired Enterprise, dated May 21, 2012 and available at: <http://www.wired.com/wiredenterprise/2012/05/rockstar/all/> (last accessed on Mar. 28, 2014).

3. Attached hereto as Exhibit 2 is a true and correct copy of *Rockstar CEO says he would not bet against further suits to follow those issued last week*, IAM Magazine, dated November 4, 2013, and available at: http://www.ip-rockstar.com/Press_Releases/First%20

enforcement%20actions%20%E2%80%93%20Intellectual%20Asset%20Management.pdf (last accessed on Mar. 28, 2014).

4. Attached hereto as Exhibit 3 is a true and correct copy of the Order Authorizing and Approving (A) The Sale of Certain Patent and Related Assets Free And Clear of All Claims and Interests, (B) The Assumption and Assignment of Certain Executory Contracts, (C) The Rejection of Certain Patent Licenses and (D) The License Non-Assignment and Non-Renewal Protections, *In re Nortel Networks Inc., et al.*, No. 09-10138 (Bankr. D. Del. July 11, 2011), Dkt. No. 5935.

5. Attached hereto as Exhibit 4 is a true and correct copy of a document titled Apple Inc. Form 10-Q Quarterly Report Pursuant to Section 13 or 15(d) of the Securities Exchange Act of 1934 for the quarterly period ended June 25, 2011.

6. Attached hereto as Exhibit 5 is a true and correct copy of Robert McMillan, *Facebook Infringes My Patents Too, Says CEO Who Just Sued Google*, Wired Enterprise, dated November 1, 2013, and available at: <http://www.wired.com/wiredenterprise/2013/11/veschi/> (last accessed on Mar. 28, 2014).

7. Attached hereto as Exhibit 6 is a true and correct copy of an excerpt from the webpage located at www.ip-rockstar.com/about (last accessed on Mar. 28, 2014).

8. Attached hereto as Exhibit 7 is a true and correct copy of an excerpt from the webpage located at www.ip-rockstar.com/innovation (last accessed on Mar. 28, 2014).

9. Attached hereto as Exhibit 8 are true and correct copies of Plaintiffs' Disclosure of Asserted Claims and Infringement Contentions (redacted), and excerpts from Plaintiffs' claim charts for U.S. Patent Nos. 6,333,973; 6,937,572; and 6,037,937, served on March 24, 2014.

10. Attached hereto as Exhibit 9 is a true and correct copy of an excerpt from the webpage located at www.ip-rockstar.com (last accessed on Mar. 28, 2014).

11. Attached hereto as Exhibit 10 is a true and correct copy of a webpage from www.LinkedIn.com/rockstar-consortium (last accessed on Mar. 28, 2014).

12. Attached hereto as Exhibit 11 is a true and correct copy of Joff Wild, *Star Man*, Intellectual Asset Management, July/August 2013, available at: http://www.ip-rockstar.com/Press_Releases/IAM%20Rockstar%20Article%20JulyAugust%202013.pdf (last accessed on Mar. 28, 2014).

13. Attached hereto as Exhibit 12 is a true and correct copy of an excerpt from the webpage located at www.ip-rockstar.com/people/corporate-leaders (last accessed on Mar. 28, 2014).

14. Attached hereto as Exhibit 13 are true and correct copies of Exhibits Q-U to Docket No. 1, *Charter Communications v. Rockstar et. al.*, No. 14-0055 (D. Del. Jan. 17, 2014).

15. Attached hereto as Exhibit 14 is a true and correct copy of an excerpt from the webpage located at http://www.ztedevices.com/product/smart_phone/index_1.html (last accessed on Mar. 28, 2014).

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct to the best of my information and belief.

Dated: March 28, 2014

/s/ Anup M. Shah
Anup M. Shah