



did not provide any explanation during the call and promised to send me an explanation by the end of the day via e-mail. Notwithstanding this promise, LTI's counsel to date has not provided any explanation of the prejudice it would suffer as a result of a stay.

3. On October 15, 2009, LTI supplemented its response to Facebook's Interrogatory No. 1, which requested detailed infringement contentions. These contentions confirm that all of the claims LTI is asserting in this litigation are currently subject to the PTO's *ex parte* reexamination process.

4. Attached hereto as Exhibit A is a true and correct copy of United States Patent No. 7,139,761.

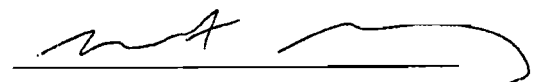
5. Attached hereto as Exhibit B is a true and correct copy of the Request for *Ex Parte* Reexamination Under 35 U.S.C. §§ 302-307, submitted to the United States Patent and Trademark Office On June 2, 2009.

6. Attached hereto as Exhibit C is a true and correct copy of the Order Granting Facebook's *Ex Parte* Petition for Reexamination, issued by the United States Patent and Trademark Office on September 25, 2009.

7. Attached hereto as Exhibit D is a true and correct copy of the United States Patent and Trademark Office Reexamination Filing Data for *inter partes* requests, dated March 31, 2009, which was obtained from the website for the U.S. Patent and Trademark Office.

8. Attached hereto as Exhibit E is a true and correct copy of the United States Patent and Trademark Office Reexamination Filing Data for *ex parte* requests, dated June 30, 2009.

I declare under penalty of perjury that the foregoing is true and correct. Executed on October 21, 2009 in Palo Alto, California.



Jeffrey Norberg