

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

LEADER TECHNOLOGIES, INC., a Delaware corporation,)	
)	
Plaintiff-Counterdefendant,)	Civil Action No. 08-862-JJF/LPS
)	
v.)	
)	
FACEBOOK, INC., a Delaware corporation,)	
)	
Defendant-Counterclaimant.)	

DECLARATION OF PAUL J. ANDRÉ IN SUPPORT OF PLAINTIFF LEADER TECHNOLOGIES, INC.'S OPENING CLAIM CONSTRUCTION BRIEF

OF COUNSEL:

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*Attorneys for Plaintiff
Leader Technologies, Inc.*

Dated: December 10, 2009

I, Paul J. Andre, hereby declare:

I am a Partner with the law firm King & Spalding LLP, counsel of record for Plaintiff Leader Technologies, Inc. ("Leader"). I have personal knowledge of the facts set forth in this declaration and can testify competently to those facts.

1. Attached hereto as Exhibit 1 is a true and correct copy of an e-mail from counsel for Leader, James Hannah, to counsel for Defendant Facebook, Inc. ("Facebook"), Jeffrey Norberg, on November 30, 2009, providing Leader's proposed claim terms and constructions.

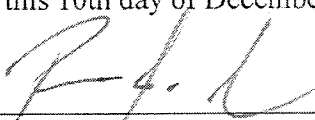
2. Attached hereto as Exhibit 2 is a true and correct copy of Facebook's proposed claim terms and constructions, provided to Leader on November 30, 2009.

3. Attached hereto as Exhibit 3 is a true and correct copy of U.S. Patent No. 7,139,761.

4. Attached hereto as Exhibit 4 is a true and correct copy of the prosecution history of U.S. Patent No. 7,139,761, bearing bates numbers LTI 000396 - 695.

5. Attached hereto as Exhibit 5 is a true and correct copy of the transcript of the telephone conference held before Magistrate Judge Stark on November 13, 2009.

I declare under penalty of perjury under the laws of the State of California and the United States that the foregoing is true and correct. Executed this 10th day of December 2009, at Redwood Shores, California.



Paul J. Andre

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CERTIFICATE OF SERVICE

I, Philip A. Rovner, hereby certify that on December 10, 2009, the within document was filed with the Clerk of the Court using CM/ECF which will send notification of such filing(s) to the following; that the document was served on the following counsel as indicated; and that the document is available for viewing and downloading from CM/ECF.

BY CM-ECF, E-MAIL AND HAND DELIVERY

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I hereby certify that on December 10, 2009 I have sent by E-mail the foregoing document to the following non-registered participants:

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