

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

LEADER TECHNOLOGIES, INC., a
Delaware corporation,

Plaintiff-Counterdefendant,

v.

FACEBOOK, INC., a Delaware corporation,

Defendant-Counterclaimant.

Civil Action No. 08-862-JJF/LPS

**DECLARATION OF MARK WEINSTEIN IN SUPPORT OF FACEBOOK, INC.'s
MOTION FOR SUMMARY JUDGMENT OF NON-INFRINGEMENT**

[MOTION NO. 3 OF 6]

I, Mark Weinstein, declare:

1. I am an attorney with Cooley Godward Kronish LLP, of counsel in this action for Defendant Facebook, Inc. ("Facebook"). I make this declaration in support of Facebook's Motion for Summary Judgment of Non-Infringement. I have personal knowledge of the facts contained within this declaration, and if called as a witness, could testify competently to the matters contained herein.

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

3. Attached hereto as Exhibit B is a true and correct copy of the Disclosure of Expert Testimony for Giovanni Vigna, Ph.D. Pursuant to Fed. R. Civ. P. 26(A)(2), served by Leader Technologies, Inc. ("LTI") on Facebook on April 8, 2010.

4. Attached hereto as Exhibit C are true and correct copies of documents produced by LTI to Facebook, bearing production labels LTI 157089-157092, 157097-157099, and 157107-157113.

5. Attached hereto as Exhibit D is a true and correct copy of excerpts from the rough transcript of the May 2, 2010 deposition of Giovanni Vigna, Ph.D., including pages 3-7, 143-47, 162-63, 192-208, and 215-16.

6. Attached hereto as Exhibit E is a true and correct copy of the January 5, 2006 Final Rejection of U.S. Patent Application No. 10/732,744.

7. Attached hereto as Exhibit F is a true and correct copy of the June 21, 2006 Supplemental Reply to a Reply to the Final Office Action Dated January 5, 2006 That Accompanied the RCE for U.S. Patent Application No. 10/732,744.

8. Attached hereto as Exhibit G is a true and correct copy of the August 30, 2006 Examiner Interview Summary Record for U.S. Patent Application No. 10/732,744.

9. Attached hereto as Exhibit H is a true and correct copy of the August 30, 2006 Notice of Allowability for U.S. Patent Application No. 10/732,744.

10. Attached hereto as Exhibit I is a true and correct copy of the May 5, 2006 Reply to Final Office Action Dated January 5, 2006 for U.S. Patent Application No. 10/732,744.

I declare under penalty of perjury that the foregoing is true and correct. Executed on May 14, 2010 in Palo Alto, California.

/s/ 
Mark Weinstein