

**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 ELIZABETH L. STAMESHKIN IN SUPPORT OF DEFENDANT  
FACEBOOK, INC.'s MOTION FOR SUMMARY JUDGMENT OF INVALIDITY OF  
U.S. PATENT NO. 7,139,761 BASED ON THE ON-SALE BAR**

**[MOTION NO. 5 OF 6]**

I, Elizabeth L. Stameshkin, 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 Invalidity of U.S. Patent No. 7,139,761 Based on the On-Sale Bar. 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 1 is a true and correct copy of a document produced by LTI to Facebook in this litigation, bearing production label numbers LTI 074788-74789.

3. Attached hereto as Exhibit 2 is a true and correct copy of a document produced by LTI to Facebook in this litigation, bearing production label numbers LTI 048195-48206.

4. Attached hereto as Exhibit 3 is a true and correct copy of excerpts of the transcript of the February 23, 2010 deposition of Michael McKibben including pages 1, 5, 42-44, 46-47, 49, 51, 95-96, 98-99, 101-02, 109, 141, 171, 176-77, and 230-31.

5. Attached hereto as Exhibit 4 is a true and correct copy of Leader Technologies, Inc.'s First Supplemental Responses to Facebook's Interrogatories Nos. 3 and 9, served by Leader Technologies, Inc. ("LTI") on Facebook on April 17, 2009.

6. Attached hereto as Exhibit 5 is a true and correct copy of excerpts of Leader Technologies, Inc.'s Second Supplemental Response to Facebook, Inc.'s Interrogatory No. 1, First Supplemental Responses to Facebook's Interrogatory Nos. 4, 11-17 and Third Supplemental Response to Facebook's Interrogatory No. 9, served by LTI on Facebook on October 28, 2009, including pages 1-2, 45-46, 65-66.

7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts of Plaintiff Leader Technologies, Inc.'s Supplemental Responses to Defendant Facebook, Inc.'s Interrogatory Nos. 1, 4, 5, 7, 10, 12-18, served by LTI on Facebook on April 1, 2010, including pages 1, 2, 70-122, and 150-51.

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

9. Attached hereto as Exhibit 8 is a true and correct copy of excerpts of U.S. Provisional Patent Application No. 10/732,744.

10. Attached hereto as Exhibit 9 is a true and correct copy of U.S. Provisional Patent Application No. 60/432,255.

11. Attached hereto as Exhibit 10 is a true and correct copy of excerpts of the transcript of the April 26, 2010 deposition of James D. Herbsleb, including pages 1, 5, 74-75, and 233-34.

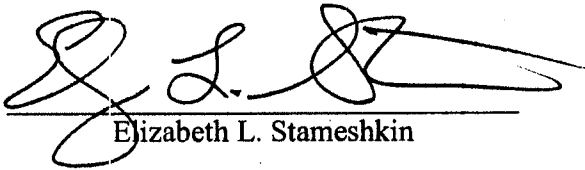
12. Attached hereto as Exhibit 11 is a true and correct copy of a document produced by LTI to Facebook in this litigation, bearing production label numbers LTI 078611- LTI 078612.

13. Attached hereto as Exhibit 12 is a true and correct copy of the Disclosure of Expert Testimony for James Herbsleb, Ph.D. Pursuant to Fed. R. Civ. P. (26)(A)(2) on April 22, 2010.

14. Attached hereto as Exhibit 13 is a true and correct copy of excerpts of the transcript of the February 19, 2010 deposition of Jeffrey R. Lamb, including pages 1, 4, 193-97, 199, and 249-50.

15. Attached hereto as Exhibit 14 is a true and correct copy of the errata sheet and signature page of the transcript of the February 19, 2010 deposition of Jeffrey R. Lamb.

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

/s/   
Elizabeth L. Stameshkin