

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

LEADER TECHNOLOGIES, INC., a Delaware corporation,)	
)	CIVIL ACTION
)	
Plaintiff and Counterdefendant,)	No. 1:08-cv-00862-JJF
)	
v.)	
)	
FACEBOOK, INC., a Delaware corporation,)	
)	
Defendant and Counterclaimant.)	
)	

**DECLARATION OF MELISSA H. KEYES IN SUPPORT OF
FACEBOOK INC.’S COUNTER-STATEMENT OF DISPUTED MATERIAL FACTS
RELATED TO PLAINTIFF’S MOTION FOR SUMMARY JUDGMENT**

I, Melissa H. Keyes, declare:

1. I am an attorney with Cooley LLP, of counsel in this action for Defendant Facebook, Inc. (“Facebook”). I make this declaration in support of Facebook’s Counter-Statement of Disputed Material Facts Related to Plaintiff’s Motion for Summary Judgment. 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 an email string between James Hannah and Jeffrey Norberg, dated May 17, 2010 - June 1, 2010.

3. Attached hereto as Exhibit 2 is a true and correct copy of excerpts from the transcript of the September 4, 2009 Telephone Conference hearing before the Honorable Leonard P. Stark, including pages 1, 2, 19-20, and 32.

4. Attached hereto as Exhibit 3 is a true and correct copy of an email from Michael

McKibben re Patent Pending Notice, dated December 19, 2002, bearing bates range LTI080495.

5. Attached hereto as Exhibit 4 is a true and correct copy of an email from Michael McKibben re Digital Leaderboard Patent – U.S. Patent No. 7,139,761, dated March 23, 2007, bearing bates range LTI098162 – LTI098163.

6. Attached hereto as Exhibit 5 is a true and correct copy of the Expert Report of Kimberly J. Felix, dated April 8, 2010.

7. Attached hereto as Exhibit 6 is a true and correct copy of excerpts from the transcript of the February 23, 2010 deposition of Michael McKibben, including pages 1, 5, 36-37, 39, 51-52, and 230-231.

I declare under penalty of perjury that the foregoing is true and correct. Executed on June 4, 2010 in Palo Alto, California.



Melissa H. Keyes