

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

TIMELINES, INC.)	
)	
Plaintiff,)	
)	
v.)	Civil Action No.: 11 CV 6867
)	
FACEBOOK, INC.)	HONORABLE JOHN W. DARRAH
)	
Defendant.)	

**DECLARATION OF LORI F. MAYALL IN SUPPORT OF DEFENDANT
FACEBOOK, INC.'S OPPOSITION TO PLAINTIFF'S EMERGENCY MOTION IN
LIMINE NO. 9 TO EXCLUDE EVIDENCE OF TIMELINES' OTHER TRADEMARK
APPLICATION**

I, Lori F. Mayall, declare:

1. I am an associate with the law firm Cooley LLP, counsel for Defendant Facebook, Inc. ("Facebook") in connection with the above-titled action. I submit this declaration in support of Facebook's Opposition to Plaintiff's Emergency Motion *in Limine* No. 9 to Exclude Evidence of Timelines' Other Trademark Application. I make this declaration upon personal knowledge and, if called and sworn as a witness, I could and would testify as to the matters set forth herein.

2. Attached hereto as Exhibit A is a true and correct copy of a Defendant's Ex. 109, comprising a certified copy of the file history on the fourth application, bearing Bates Nos. FB_TL00002580-2643.

3. Attached hereto as Exhibit B is a true and correct copy of Plaintiff's Ex. 2 containing the existing registration showing the mark requested as "timelines" bearing Bates No. T0000048-49.

4. Attached hereto as Exhibit C is a true and correct copy of excerpted pages 200-201, and 203-206 from Brian Hand's September 20, 2012 deposition transcript.

5. Attached hereto as Exhibit D is a true and correct copy of Defendants Ex. 110 containing the USPTO's Notice of Abandonment to Timelines, Inc.

I declare under penalty of perjury that the foregoing statements are true and correct.

Executed in Palo Alto, California this 19th day of April, 2013.

/s/ *Lori F. Mayall*

Lori F. Mayall

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CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that he served the foregoing **DECLARATION OF LORI F. MAYALL IN SUPPORT OF DEFENDAT FACEBOOK, INC.'S OPPOSITION TO PLAINTIFF'S EMERGENCY MOTION *IN LIMINE* NO. 9 TO EXCLUDE EVIDENCE OF TIMELINES' OTHER TRADEMARK APPLICATION**, by means of the Court's CM/ECF System, which causes a true and correct copy of the same to be served electronically on all CM/ECF registered counsel of record, on April 19, 2013.

Dated: April 19, 2013

/s/ Brendan J. Hughes _____
Brendan J. Hughes (*pro hac vice*)
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