

# EXHIBIT D

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6 A. That was one of the -- that was one of the basic  
7 drivers behind it. Sprint had an extensive  
8 fiberoptic network built all over the United States,  
9 and anything that you could do in order to decrease  
10 the demand for those fiberoptic facilities was very  
11 important.

12 Q. Mr. Gardner tell the jury about the action of the  
13 group of Mr. Christie's idea?

14 A. This was an interesting group of people each were  
15 fairly well known for their expertise in their given  
16 areas it was a very engaging group we were put  
17 together because we were known for challenging each  
18 other's ideas which was felt that, you know, that  
19 would yield the before the results.

20 Q. Did this group typically agree on ideas or new  
21 technologies?

22 A. Rarely. That's what part of what made it interesting  
23 and fun.

24 Q. How did the group respond to Joe's idea that day?

25 A. It was out of the ordinary we had quite a discussion  
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1 about the technology what could be done with it  
2 everyone in the group felt that this was a  
3 revolutionary concept and this was something that the  
4 company should definitely pursue, understand, and  
5 figure out how to do it.

6 Q. So what did you do next?

7 A. After that Joe went ahead and started to put together  
8 a plan and the purpose of this plan was to define the  
9 resources, the money, and manpower that it would take  
10 in order to build a Prototype system to prove that  
11 the concept would work.

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12 Q. Did you work with Joe after that meeting on his  
13 invention?

14 A. Yes, I did Joe and I weren't in the same work group;  
15 however, I was given a lot of flexibility and we did  
16 collaborate extensively on pieces of it.

17 Q. Did there come a time when you were assigned to work  
18 for Joe on his idea?

19 A. Yes several months later when the funding was proofed  
20 for the project Joe was given permission to go ahead  
21 and recruit his own staff to further the development  
22 of the idea.

23 I approved.

24 I and to do the work necessary to put together a  
25 Prototype.

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1 Q. Did this group have a name?

2 A. This group was valued BBIN which means broadband  
3 intelligent network.

4 Q. Do you know why it was called BBIN?

5 A. IN from the standpoint that that was the way that we  
6 did business at the time and the kinds of services  
7 that we provided the broadband portion of it was how  
8 to we take what we do today provide those services in  
9 a broadband environment.

10 Q. And what's a broadband environment?

11 A. A broadband meaning high speed packet.

12 Q. BBIN?

13 A. Yes.

14 Q. What did that stand for again?

15 A. Broadband intelligent network.

16 Q. Mr. Gardner I said that -- I believe you said that  
17 one of the reasons for this group was to build a

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18 Prototype is that what you said?

19 A. The reason for the foremedication of the BBIN group  
20 was to work on the construction of a Prototype.

21 Q. And did the group construct a try that?

22 A. Yes the group put together the plans for the try that  
23 and the try that system was actually put together in  
24 Burlingame California in Sprint's lab out there.

25 Q. Approximately when did that occur?

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1 A. I believe the first demonstration of the Prototype  
2 system was in early 05.

3 Q. Did it work?

4 A. The system worked I went to one of the designations  
5 where the system was shown to some of the executives  
6 and the purpose was -- the purpose was to show them  
7 that it was a real thing to prove that it worked that  
8 the project should be followed up on and evaluated  
9 for implementation.

10 Q. Did the group seek additional funding after the  
11 Prototype was completed?

12 A. When the Prototype was completed and demonstrated  
13 that was more or less a go ahead signal to the top  
14 management at Sprint that this was something that  
15 could indeed be accomplished and that we would  
16 receive funding to go forward with the development of  
17 production style system.

18 Q. So the Prototype worked?

19 A. The Prototype worked yes.

20 Q. Did the components of the Prototype exist before Mr.  
21 Christie?

22 A. These were not readily available components there was  
23 a lots of custody medication involved in order to get

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24 these components to behave in a by that we needed  
25 them to.

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1 Q. Do you ever an idea about how much money was spent by  
2 BBIN to develop the test and show that this Prototype  
3 worked?

4 A. That was in the neighborhood of three to \$4 million.

5 Q. Mr. Gardner what packet technology was used by the  
6 Prototype?

7 A. The Prototype utilized ATM technology.

8 Q. Why was ATM technology selected for use with the  
9 Prototype?

10 A. Sprint's strategic direction was to utilize an ATM  
11 network that had already invested a great deal of  
12 money to install and deprovide a nationwide network  
13 of ATM. That was the infra structure that we had to  
14 use, and it was in place for our use so it made the  
15 most sense to leverage the infra structure that was  
16 already deployed in the field.

17 Q. Could Mr. Christie's invention have been used on a  
18 different packet technology?

19 A. Yes, it could have really the point of it was the use  
20 of packet technology to enable bandwidth sharing  
21 which all packet technologies of are capable of.

22 Q. would it have been a major undertaking to go from a  
23 ATM implementation to say ab IP imitation using Mr.  
24 Christie's intention?

25 A. It would not be a major undertaking no.

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1 Q. For example, if Sprint were wanting to do that how  
2 would it go about switching the ATM implementation  
3 into a IP implementation?

4 A. Your Honor, objection, please speculation.