

UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS

SKYHOOK WIRELESS, INC.,)	
)	
Plaintiff and Counterclaim-)	Civil Action No. 1:10-cv-11571-RWZ
Defendant,)	
)	DECLARATION OF SAMUEL K. LU
v.)	IN SUPPORT OF SKYHOOK
)	WIRELESS, INC.'S OPPOSITION TO
GOOGLE INC.,)	DEFENDANT GOOGLE INC.'S
)	EMERGENCY MOTION TO
Defendant and)	PRECLUDE PRESENTATIONS BY
Counterclaimant.)	FACT WITNESS AT THE
)	TECHNOLOGY TUTORIAL

I, Samuel K. Lu, declare as follows:

1. I am an attorney at the law firm of Irell & Manella LLP ("Irell & Manella"), counsel to plaintiff Skyhook Wireless, Inc. ("Skyhook"). I am a member in good standing of the State Bar of California, and have been admitted to the Bar of this Court for the purpose of this litigation. I submit this declaration in connection with Skyhook's opposition to Google Inc.'s ("Google's") emergency motion to preclude presentation by Skyhook founder and CEO Ted Morgan at the technology tutorial scheduled for October 21, 2011. I have personal knowledge of the matters set forth in this declaration and, if called as a witness, could testify to its contents.
2. On December 14, 2010, I attended a scheduling conference for this litigation.
3. At that scheduling conference, no decision was reached regarding whether the tutorial could be presented by an inventor of the patents in suit or by persons other than counsel.
4. On September 19, 2011, I took a call from William F. Abrams, counsel for Google, regarding the technology tutorial.
5. During the call, the parties discussed the possibility of a joint technology tutorial. There was no discussion or agreement regarding who would conduct the technology tutorial.
6. Attached hereto as Exhibit 1 is a true and correct copy of an e-mail from Susan Baker Manning, counsel for Google, which was received on October 13, 2011 at 6:43 PM EDT.

7. Attached hereto as Exhibit 2 is a true and correct copy of an e-mail from Susan Baker Manning, counsel for Google, which was received on October 13, 2011 at 7:07 PM EDT.

Executed on October 16, 2011, at Los Angeles, California.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

/s/ Samuel K. Lu

Samuel K. Lu

Certificate of Service

I, Samuel K. Lu, hereby certify that this document filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) on October 16, 2011.

/s/ Samuel K. Lu

Samuel K. Lu