

UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION

CERTICOM CORP. and CERTICOM  
PATENT HOLDING CORP.,

Plaintiff,

v.

SONY CORPORATION, SONY  
CORPORATION OF AMERICA, SONY  
COMPUTER ENTERTAINMENT INC.,  
SONY COMPUTER ENTERTAINMENT  
AMERICA INC., SONY PICTURES  
ENTERTAINMENT INC., SONY  
ELECTRONICS INC. and SONY DADC  
US INC.,

Defendants.

Civil Action No. 2-07-CV-216(TJW)

JURY

**DECLARATION OF MICHELLE CARNIAUX IN SUPPORT OF SONY'S AGREED-TO  
MOTION FOR LEAVE TO SERVE AMENDED PATENT INFRINGEMENT  
CONTENTIONS AND AMENDED PATENT INVALIDITY CONTENTIONS**

I, Michelle Carniaux, declare under penalty of perjury,

1. I am an attorney admitted *pro hac vice* for the above-captioned matter before this Court.

I am a partner at the law firm of Kenyon & Kenyon LLP, One Broadway, New York, NY  
10004.

2. A true and correct copy of Sony's Amended Patent Invalidation Contentions is attached hereto as Exhibit 1.
3. The amendments to Sony's original Patent Invalidation Contentions are based on information that has Sony has learned since filing its original Contentions.

4. Counsel for Sony provided Mr. Matthew Traupman, counsel for Certicom plaintiffs, with a copy of the Amended Invalidity Contentions on June 13, 2008. On June 25, 2008 Mr Traupman informed me that Certicom agrees to this motion.

Executed this 26<sup>th</sup> day of June, 2008 in New York, NY.



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Michelle Carniaux