

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

BRIGHT RESPONSE, LLC
F/K/A POLARIS IP, LLC

v.

GOOGLE INC., et al.

NO. 2:07CV-371-TJW-CE

**DECLARATION OF DR. L. KARL BRANTING IN SUPPORT OF DEFENDANTS'
OPPOSITION TO PLAINTIFF'S MOTION IN LIMINE NUMBER 1**

I, L. Karl Branting, declare the following:

1. I have been retained by the law firms of Quinn Emanuel Urquhart & Sullivan, LLP (“Quinn Emanuel”) and Howrey LLP (“Howrey”) on behalf of Defendants Google, Inc., AOL LLC, America Online Inc., and Yahoo! Inc. (collectively “Defendants”). I was asked to prepare expert reports on various matters relevant to this litigation, make myself available to testify on such matters at deposition, by declaration, or at trial, and have been asked to provide this declaration in support of Defendants’ Opposition to Plaintiff’s Motion in Limine Number 1.

2. I have personal knowledge of the facts set forth in this declaration and, if called upon as a witness, I could and would testify to such facts under oath.

3. On July 2, 2010, I had a telephone conversation with Chuck Williams, CTO of Inference Corp. and CEO of Brightware. In that conversation, Mr. Williams informed me that CBR-Express and ART*Enterprise were based off of the same case-based knowledge engine.

4. Specifically, Mr. Williams stated that both CBR-Express and ART*Enterprise used the case-based knowledge engine originally developed for Inference’s ART and ART-IM products.

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

Executed this 26th day of July, 2010 in Columbia, M.D.


L. Karl Branting