

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
TYLER DIVISION**

MIRROR WORLDS, LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

Civil Action No. 6:08-cv-88 LED

JURY TRIAL DEMANDED

APPLE INC.,

Counterclaim Plaintiff,

v.

MIRROR WORLDS, LLC,
MIRROR WORLDS TECHNOLOGIES, INC.,

Counterclaim Defendants.

**DECLARATION OF JEFFREY G. RANDALL IN SUPPORT OF DEFENDANT AND
COUNTERCLAIM PLAINTIFF APPLE INC.'S MOTION TO STRIKE THE SURPRISE
EXPERT REPORTS OF JOHN LEVY, PH.D. ON THE PURPORTED INVALIDITY
AND NON-INFRINGEMENT OF U.S. PATENT NO. 6,613,101**

I, Jeffrey G. Randall, hereby declare as follows:

1. I am a partner at the law firm of Paul, Hastings, Janofsky & Walker LLP, counsel for Defendant and Counterclaim Plaintiff Apple Inc. The facts stated in this Declaration are true and correct of my own personal knowledge, and if called as a witness, I could and would competently testify thereto.

2. Attached hereto as Exhibit A is a true and correct copy of correspondence dated August 27, 2009, from Sonal Mehta to Richard An and correspondence dated August 28, 2009, from Richard An to Sonal Mehta.

3. Attached hereto as Exhibit B is a true and correct copy of correspondence dated May 16, 2010, from Kenneth Stein to Allan Soobert.

4. Attached hereto as Exhibit C is a true and correct copy of May 20, 2010 Expert Report of John Levy, Ph.D., Regarding Invalidity of U.S. Patent No. 6,613,101.

5. Attached hereto as Exhibit D is a true and correct copy of the June 4, 2010 Expert Report of John Levy, Ph.D., Regarding Non-Infringement.

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

Dated this 14th day of June, 2010.

/s/ Jeffrey G. Randall

Jeffrey G. Randall

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