

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS

David J. Maland
U.S. District Clerk

211 W. Ferguson St.
Tyler, TX 75702

October 31, 2008

Charles L. Babcock
Counsel for Cisco Systems, Inc.
901 Main Street
Suite 6000
Dallas, Texas 75202-3797

Via Email

George L. McWilliams
P O Box 58
Texarkana, TX 75504

Via Email

Re: Subpoenas of District Clerk Dave Maland and other court personnel in Albritton v. Cisco, et al., Case No. 6:08cv89, In the United States District Court for the Eastern District of Texas, Tyler Division.

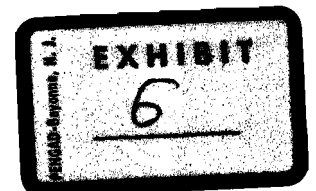
Dear Mr. Babcock and Mr. McWilliams:

I have reviewed Cisco Systems, Inc.'s Request for Testimony and Records of District Court Clerks in connection with the above referenced cause. After consideration of the Request in light of the applicable Touhy regulations, I have determined that the following employees of my office are authorized to testify in depositions and provide documents in this matter:

1. David Maland
2. Rhonda Lafitte
3. Shelly Moore
4. Peggy Thompson
5. Faye Thompson
6. David Provines
7. Rachel Wilson
8. Cindy Paar

The witnesses above are authorized to appear and testify in the order listed. The authorized scope of the testimony of the foregoing individuals is limited to the following matters:

1. Name, business address and phone number for the witness.
2. The witnesses' scope of employment, duties, and responsibilities.
3. All communications between the above individuals and the Texas Lawyer or any other person regarding the events at issue in the lawsuit styled Albritton v. Cisco



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Systems, Inc., Case No. 6:08cv89, In the United States District Court for the Eastern District of Texas, Tyler Division, or related to the facts underlying the docket entry notation and correction to the docket in the case styled ESN, L.L.C. v. Cisco Systems, Inc., Case No. 5:07cv156, In the United States District Court for the Eastern District of Texas, Texarkana Division.

In addition, I (David Maland) am authorized to discuss the 2007 Local Rules Committee recommendation relating to the electronic filing of complaints, and the subsequent adoption by the Court of the proposed amendments.

The authorization is limited so that the depositions must all be concluded on November 3, 2008.

In addition to the above, I authorize the production by the witnesses subpoenaed of the documents described in the document requests attached as Exhibit A to the subpoenas.

Yours very truly,



David Maland
U.S. District Clerk, Texas Eastern

cc: James Holmes
Nick Patton
Patricia Peden
Crystal Parker
Thomas E. Gibson, AUSA
Bob Wells, AUSA
David Provines
Peggy Thompson
Rachel Wilson
Cindy Paar
Faye Thompson
Rhonda Lafitte
Shelley Moore