

EXHIBIT “B”

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

ERIC M. ALBRITTON

v.

CISCO SYSTEMS, INC.,
and RICK FRENKEL

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C. A. NO. 6:08-CV-00089

DECLARATION OF MALLUN YEN

I, MALLUN YEN, declare and state as follows:

1. My name is Mallun Yen. I am the Vice President, Worldwide Intellectual Property of Cisco Systems, Inc. ("Cisco"), a defendant in the above-captioned lawsuit. I am over the age of twenty-one years, competent to make this Declaration, and authorized to do so by Cisco. As Vice President, Worldwide Intellectual Property of Cisco, I am generally familiar with this lawsuit, and I have knowledge of the facts set forth below, and they are true and correct.

2. As Vice President, Worldwide Intellectual Property of Cisco, I am responsible for Cisco's intellectual property strategy and policy as well as its patents, copyrights and trademarks on a worldwide basis. I am not an officer of Cisco. I reside in California.

3. I have been advised that Eric Albritton or his agents have attempted to serve me with a trial subpoena in the above-referenced lawsuit. I have been advised that a trial subpoena was delivered to a receptionist at one of Cisco's offices in San Jose, California. I have not been personally served a trial subpoena in this lawsuit. I have also not been paid a mileage fee in connection with any trial subpoena in this lawsuit.

4. In November of 2008, my deposition was taken in this lawsuit. The deposition took place in California.

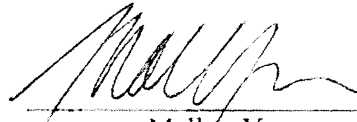
5. I did not write the articles that Albritton claims are defamatory in this lawsuit (the "Articles"). I also did not edit or review the Articles prior to their publication on the Patent Troll Tracker. I did not forward the Articles or otherwise circulate them to any other person outside of Cisco Systems, Inc.

6. Attending trial in this case would be extremely burdensome for me. As Vice President, Worldwide Intellectual Property of Cisco, I am regularly called upon to manage numerous matters on a real time basis. Additionally, between September 14 and September 25, I have a number of long-scheduled business meetings in California that include a large number of participants and cannot be rescheduled. Further, I have two young children at home and am

primarily responsible for their care, including carpooling obligations with another family. These and other family obligations would make it very burdensome to travel during those weeks.

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

Signed this 25th day of August in San Jose, California.

A handwritten signature in black ink, appearing to read 'Mallan Yen', written over a horizontal line.

Mallan Yen