

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

ERIC M. ALBRITTON

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v.

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

CISCO SYSTEMS, INC.,
RICK FRENKEL, MALLUN YEN &
JOHN NOH

DECLARATION OF MALLUN YEN


I, Mallun Yen, declare and state as follows:

I make this declaration in support of Mallun Yen’s Motion to Dismiss for Lack of Personal Jurisdiction. I have personal knowledge of the following facts and, if called as a witness, I could and would testify thereto.

1. At all material times to this lawsuit, I have resided in and worked in the state of California.
2. I do not own property in Texas and do not maintain any bank accounts in Texas.
3. I have traveled to Texas fewer than a dozen times, all of which trips were short business excursions unrelated to this case. I have not traveled to Texas in the past four years.
4. I did not write the articles referenced in Plaintiff’s Original Complaint (the October 17, 2007 and October 18, 2007 articles on the Patent Troll Tracker) (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.

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

Executed on August 18, 2008.



Mallun Yen

Exhibit A