

EXHIBIT 19

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

ERIC M. ALBRITTON,)
Plaintiff,)
VS.)
CISCO SYSTEMS, INC.,)
RICK FRENKEL, MALLUN YEN &)
JOHN NOH,)
Defendants.)

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

CERTIFIED COPY

ORAL AND VIDEOTAPED DEPOSITION OF
DANNY LLOYD WILLIAMS
NOVEMBER 10, 2008

ORAL AND VIDEOTAPED DEPOSITION of DANNY LLOYD WILLIAMS, produced as a witness at the instance of the Defendants, and duly sworn, was taken in the above-styled and numbered cause on the 10th of November, 2008, from 9:55 a.m. to 10:10 a.m., before Kathy Genung, a court reporter, and a notary public in and for the State of Texas, reported by machine shorthand, at the offices of Jackson Walker, 1401 McKinney, Suite 2000, Houston, Texas 77010, pursuant to the Federal Rules of Civil Procedure, notice, and the provisions stated on the record or attached hereto.

1 A. But I don't -- I don't think anyone's ever said
2 we're putting you down as having knowledge of this or
3 that fact. I don't recall that, at least.

4 Q. Okay.

5 MR. PATTON: Nancy, I don't -- I don't want
6 you to be misled. I've only been in this case a
7 month --

8 MS. HAMILTON: Okay.

9 MR. PATTON: -- or a little -- little
10 better. So when the disclosures were made, I wasn't
11 involved at all. And I thought that might help you.

12 MS. HAMILTON: Right.

13 MR. PATTON: There's a little confusion. I
14 came in late.

15 MS. HAMILTON: That's okay.

16 MR. PATTON: Okay.

17 MS. HAMILTON: That's fine.

18 Q. (BY MS. HAMILTON) Well, I'll tell you, at least
19 from the disclosures that I've read, that you've been
20 disclosed as someone having knowledge of the professional
21 reputation and integrity of Mr. Albritton.

22 A. All right.

23 Q. Would that be consistent with your knowledge?

24 A. I think I do have knowledge of his reputation,
25 yes.

1 Q. And what is that knowledge?

2 A. I mean, I've known Eric for a number of years.
3 I've worked with him. I've worked opposite of him. I --
4 I believe Eric has high professional integrity. If he
5 told me something in a case, whether he were opposing
6 counsel or a co-counsel, I would -- I would believe it.
7 I just find him to be a person of high integrity --

8 Q. Okay.

9 A. -- professionally.

10 Q. And how do you find his reputation? Do you have
11 an opinion of his reputation as well as his integrity?

12 A. I think the people who know Eric, with those
13 people, he has a good reputation. I guess the people
14 that I talk to generally do know Eric. So I think that
15 the people who know him believe he has a very good
16 reputation. I think he has a good reputation.

17 Q. Okay. So you think --

18 A. At least among those people who know him, yes.

19 Q. Do you think he might not have a good reputation
20 among those who don't know him? I mean, I want to get
21 what -- What is your opinion of his reputation?

22 A. My opinion is that he has a good reputation, at
23 least among those people who know him. I don't -- I'm
24 not sure I can speak --

25 Q. Okay.

1 A. -- to those people who don't know him.

2 Q. Okay. And would you refer a case to him?

3 A. Would I refer a case to him?

4 Q. Uh-huh, yes.

5 A. Yes.

6 Q. Okay. Have you ever done so?

7 A. I have brought him in on cases. I'm trying
8 to -- I don't know. When you say "refer," do you mean
9 give him a case that I don't stay involved in?

10 Q. Yes.

11 A. I can't recall one right now.

12 Q. Okay. You said that you -- you have brought him
13 in on cases. So has he worked with you on cases, on the
14 same side of the case?

15 A. Yes.

16 Q. And are you currently working with him on any
17 cases?

18 A. Yes.

19 Q. Can I have the name of the case?

20 A. We represent together Aloft Media. They are a
21 handful of cases or less. We represent an outfit called
22 Stragent. Let's see. We represent Apple together. Now,
23 these cases I'm giving you, I didn't bring him in on all
24 these cases. But the question was what cases I'm working
25 with him?

1 Q. Right.

2 A. Yeah, we represent Apple Computer together. I
3 think that's it --

4 Q. Okay.

5 A. -- currently.

6 Q. And are these current rep -- representations?

7 A. Yes.

8 Q. Okay. Has his reputation changed, in your mind,
9 from the first time you met him until today?

10 A. Well, yeah. From the first time I met him.

11 Q. Right.

12 A. I mean, I didn't know his reputation, right.

13 And I didn't have a particular view myself.

14 Q. Okay.

15 A. So over time, yes, I would say that I have grown
16 to respect him more since the time I first met him until
17 today, yes.

18 Q. So it's improved. Not that it was negative to
19 begin with, but you have a very positive view of his
20 reputation today?

21 A. Again, I think he does have a good reputation.
22 I didn't know at the time what his reputation was when I
23 first met him. So I would say that, yes, I currently
24 believe that people, at least who know him, think he has
25 a good reputation. And I didn't know that in the

1 beginning.

2 MS. HAMILTON: Okay. That's all my
3 questions.

4 (10:04 a.m.)

5 EXAMINATION

6 BY MR. PATTON:

7 Q. Okay. Mr. Williams, you are aware, of course,
8 of the Troll Tracker blog incident?

9 A. Yes.

10 Q. Would you say that most of the lawyers that
11 practice intellectual property law to some degree in the
12 Eastern District are familiar with that?

13 MS. HAMILTON: Objection, form.

14 A. That's -- that's exactly what I believe.

15 Q. (BY MR. PATTON) Okay. You -- you have -- have
16 had and currently do have a large number of cases pending
17 in the Eastern District of Texas, do you not?

18 A. A fair number, yes.

19 Q. Yeah. And you represent both plaintiffs and
20 defendants, as I understand it?

21 A. That's right.

22 Q. Do you sit in on conference calls frequently
23 with lawyers that are scattered around the country?

24 A. Yes.

25 Q. After the incident of the posting of this

1 THE STATE OF TEXAS)
)
2 COUNTY OF FORT BEND)

3 I, a court reporter, and a notary public in and
4 for the State of Texas, do hereby certify that the
5 matters set forth in the caption to the foregoing
6 deposition are true and correct; that the witness
7 appeared before me at the time and place set forth; that
8 said witness was first duly sworn to tell the truth, and
9 thereupon proceeded to testify in said cause; that the
10 questions of counsel and the answers of the said witness
11 were taken down in shorthand by me and thereafter reduced
12 to typewriting under my direction; and that the foregoing
13 pages comprise a true, correct and complete transcript of
14 the testimony given and the proceedings had during the
15 taking of said deposition.

16 I further certify that I am not counsel,
17 attorney or relative of either party, or otherwise
18 interested in the event of this suit.

19 GIVEN UNDER MY HAND AND SEAL OF OFFICE on this
20 the 10th day of November A.D. 2008.

21
22
23
24 My Commission Kathy Genung Kathy Genung, Notary Public in and
Exp. 10/10/2009 for the State of Texas