

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

ALOFT MEDIA, LLC,

Plaintiff,

v.

YAHOO!, INC., et al.,

Defendants.

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Civil Action No. 6:08-cv-509

JURY TRIAL DEMANDED

EXHIBIT 12

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

TYLER DIVISION

ALOFT MEDIA, LLC,

Plaintiff,

v.

ADOBE SYSTEMS INCORPORATED
and
MICROSOFT CORPORATION,

Defendants.

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Civil Action No. 6:07-cv-355-LED-JDL

JURY TRIAL DEMANDED

AFFIDAVIT

1. I, Jesse Ozog, have knowledge of software built for Aloft Media, LLC.
2. I agree to appear in Texas for deposition and trial, as necessary.

State of California
County of Santa Clara



Jesse Ozog

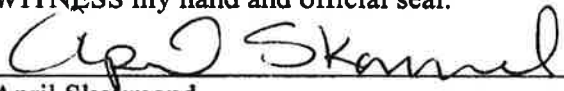
2008-01-23

Date

On 01/23/08, before me, April Skovmand, personally appeared Jesse Ozog, proved to me on the basis of satisfactory evidence, to be the person whose name is subscribed to the within instrument and acknowledged to me that he executed the same in his authorized capacity, and that by his signature on the instrument the person or the entity upon behalf of which the person acted, executed the instrument.
I certify under PENALTY OF PERJURY under the laws of the State of California that the forgoing paragraph is true and correct.

WITNESS my hand and official seal.





April Skovmand