

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
TYLER DIVISION

BEDROCK COMPUTER)
TECHNOLOGIES LLC,)
)
Plaintiff,)
)
v.)
)
SOFTLAYER TECHNOLOGIES, INC.,)
et al.;)
Defendants.)
)
)
)
)

Civil Action No. 6:09-cv-00269-LED

JURY TRIAL DEMANDED

**DECLARATION OF JOHN C. LOW IN SUPPORT OF DEFENDANT YAHOO!
INC'S REPLY TO BEDROCK'S RESPONSE TO YAHOO!'S 12(B)(6) MOTION FOR
FAILURE TO STATE A CLAIM FOR WILLFUL INFRINGEMENT IN PLAINTIFF'S
THIRD AMENDED COMPLAINT (DKT. NO. 564)**

I, John C. Low, declare as follows:

1. I am a member of the bar of the State of Texas and an attorney at McDermott Will & Emery, LLP, attorneys for Yahoo, Inc.
2. Each of the following statements is made of my own personal knowledge, and if called upon to testify thereto, I could and would competently do so.
3. Attached hereto as Exhibit A and referenced as same in the pleading referenced above is a true and correct copy of the February 22, 2011 Reexamination Order issued by the U.S. Patent and Trademark Office (“USPTO”) for Reexamination Control No. 90/011,426 for U.S. Patent No. 5,893,120 downloaded from the “Image File Wrapper” section of the USPTO’s Patent Application Information Retrieval (PAIR) website.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on March 10, 2011, at Houston, Texas.

/s/ John C. Low

John C. Low