

EXHIBIT C

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

EOLAS TECHNOLOGIES, INC.,)	Civil Action No. 6:09-cv-446
)	
Plaintiff,)	
)	HIGHLY CONFIDENTIAL –
vs.)	ATTORNEY’S EYES ONLY
)	
ADOBE SYSTEMS INC., et al.,)	
)	
Defendants.)	
_____)	

EXPERT REPORT OF DAVID M. MARTIN JR.

August 23, 2003	The W3C launches its HTML Patent Advisory Group (PAG)—including members from various defendants in this case. The mission of the HTML PAG is to study issues for HTML-related Working Drafts and Recommendations raised by the court case of <i>Eolas v. Microsoft</i> and the '906 patent.
September 10, 2003- December 5, 2003	E-mail discussions between employees of Apple, Oracle (Sun Microsystems), Adobe (including Macromedia) and others in the industry related to Eolas and its '906 patent.
October 14, 2003	Letter from AOL, Macromedia, and Microsoft urging re-examination of the '906 patent is submitted to the PTO.
October 15, 2003	Letter from Adobe urging director-ordered reexamination of the '906 patent is submitted to the PTO.
October 28, 2003	Letter from Tim Berners-Lee of the World Wide Web Consortium (W3C) urging director-ordered reexamination of the '906 patent is submitted to the PTO.
October 30, 2003	First '906 reexamination request is ordered. This request is director-ordered.
January 14, 2004	N.D. Ill. Dist Ct enters \$520M judgment in favor of Eolas against Microsoft. Microsoft appeals to the Federal Circuit.
March 2, 2005	Federal Circuit opinion issues.
November 17, 2005	Microsoft invites various industry players — including Apple, Adobe, Oracle (Sun Microsystems), eBay, Yahoo and Google — to a meeting to discuss the upcoming changes to its Internet Explorer browser.
December 22, 2005	Second '906 reexamination request is made by Microsoft.
February 9, 2006	Order granting second reexamination issued.
April 2006	Microsoft releases an Internet Explorer update that includes the “click-to-activate” requirement for ActiveX.
June 6, 2006	First '906 reexamination certificate issues.
August 17, 2007	Settlement and license agreement with Microsoft.
April 2008	Microsoft releases an Internet Explorer update that removes the “click-to-activate” requirement for ActiveX.
February 3, 2009	Second '906 reexamination certificate issues.
March 20, 2009	Notice of allowance of the '985 patent
October 6, 2009	'985 patent issues; Eolas files this case.

IV.B. Conception and Reduction to Practice