

EXHIBIT 22

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

EOLAS Technologies Incorporated and
The Regents of The University of California,

Plaintiff,

v.

Adobe Systems Inc., Apple Inc., Argosy Publishing,
Inc., Blockbuster Inc., CDW Corp., Citigroup Inc.,
eBay Inc., Frito-Lay, Inc., The Go Daddy Group, Inc.,
Google Inc., J.C. Penney Company, Inc., JPMorgan
Chase & Co., New Frontier Media, Inc., Office Depot, Inc.,
Perot Systems Corp., Playboy Enterprises International, Inc.,
Rent-A-Center, Inc., Staples, Inc., Sun Microsystems Inc.,
Texas Instruments Inc., Yahoo! Inc. and YouTube, LLC,

Defendants.

Civil Action No. 6:09-cv-446

Judge Leonard E. Davis

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST

CDW LLC submits the following Trial Exhibit List. This exhibit list is for notice purposes only. CDW LLC's does not know the precise nature or scope of the testimony and evidence that the Plaintiffs may seek to present at trial. Additionally, CDW LLC notes that Plaintiffs have only recently produced a hard drive of 350,000 exhibits and depositions are ongoing. As such, CDW LLC reserves the right to modify, amend or supplement this list prior to or during the trial based on case developments including, by way of example and not of limitation, rulings by the Court including on any motions and/or *in limine*, especially regarding content found in some of the exhibits. CDW LLC reserves the right to remove exhibits and/or portions of the exhibits from its list and will work with Plaintiffs to reduce the number of exhibits. CDW LLC's inclusion of any exhibits on the lists set forth below is not a stipulation as to their admissibility. CDW LLC further reserves the right to use any exhibits set forth by any of the other Defendants and Plaintiffs' trial exhibit list for any purpose. CDW LLC also reserves the right to use any document—including those not identified on the following exhibit list and/or Plaintiffs' trial exhibit list(s)—for impeachment purposes or as a demonstrative.

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
1	Browser Reports - 2005 through 2011	CDW-Eolas-040408-411; CDW-Eolas-040077-78; CDW-Eolas-040412; CDW-Eolas-040079-80; CDW-Eolas-040181; CDW-Eolas-040413; CDW-Eolas-041868-870							
2	Operating System Reports - 2009 through 2011	CDW-Eolas-040110-112; CDW-Eolas-041871-873							
3	Photo Gallery Reports - May 2010 - September 2011	CDW-Eolas-040257-267; CDW-Eolas-040281; CDW-Eolas-040328-399; CDW-Eolas-040484-489; CDW-Eolas-040967-972; CDW-Eolas-041836-847							
4	Product Categories by Category Reports - 2005 – 2010	CDW-Eolas-040451-456							
5	Typeahead Reports - December 2009 - September 2011	CDW-Eolas-040268-280; CDW-Eolas-020482; CDW-Eolas-040403-405; CDW-Eolas-040490-495; CDW-Eolas-040961-966; CDW-Eolas-041848-859							
6	Website Tour Video Reports - July 2010 - September 2011	CDW-Eolas-040816; CDW-Eolas-040910-960; CDW-Eolas-041860-867							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
7	Composite of CDW Computer documents	Doyle Dep. Ex. 32							
8	JC Penney Response to Plaintiff's Second Set of Interrogatories (6-8)								
9	JCP Information Security Policy	JCP-Eolas 20090838-2090853							
10	JCP Session Purchase Funnel	JCP-Eolas20090648-20090679							
11	JC Penney AB Test Results	JCP-Eolas 20090818-20090825 [SEALED]							
12	Eolas Business Plan Overview, 03/18/08	EOLASTX-0000294848-857							
13	Implied Royalty Rate from 2007 Eolas-Microsoft License	Exhibit 2.1 and 2.1.1to Bakewell Common Report							
14	Implied Royalty Rate from 2011 Eolas-Apple License	Exhibit 2.2 and 2.2.1to Bakewell Common Report							
15	Quarterly E-Commerce Sales Data Summary and Supporting Documents	Exhibit 2.3 to Bakewell Common Report							
16	Internet Explorer Market Share Data Summary and Supporting Documents	Exhibit 2.1.2 to Bakewell Common Report							
17	Safari Market Share Data Summary and Supporting Documents	Exhibit 2.2.2 to Bakewell Common Report							
18	Eolas 2006 Tax Return	EOLASTX-0000188422-458;							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
19	U.S. Department Of Labor, Bureau of Labor Statistics, Consumer Price Index U.S. City Average, Accessed: ftp://ftp.bls.gov/pub/special.requests/cpi/cpi.txt								
20	Business Plan February 1995	EOLASTX-0000212282-293;							
21	Business Plan October 1995	EOLASTX-0000212495-525							
22	CDW Corporation's Form 10-K for the fiscal year ended December 31, 2010	CDW-Eolas-041880							
23	CDW Corporation Analyst Report, Bear Stearns & Co. Inc.	CDW-Eolas-041879							
24	Group Exhibit – CDW Scene 7 Agreements	CDW-Eolas-030134; CDW-Eolas-030136; CDW-Eolas-030135; CDW-Eolas-035108; CDW-Eolas-007073; CDW-Eolas-007051; CDW-Eolas-040172; CDW-Eolas-040213;							
25	Exhibits to Bakewell CDW Report								
26	Confidential Settlement and License Agreement between Eolas and Frito-Lay, Inc., 11/17/11	EOLASTX-000384820-859							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
27	Email from L. Sadow regarding number of products using WebCollage smart button 2009	CDW-Eolas-027615							
28	Argosy Sales Data	EOLASTX-0000322650							
29	CDW Active EDCs Feb. 2009	CDW-Eolas-041824							
30	WebCollage Smart Button Clickthrough Rate for CDW	CDW-Eolas-040497							
31	Curriculum Vitae of Dr. Scott M. Nettles								
32	Microsoft/CDW Reseller Internal Use agreement	CDW-Eolas-040076							
33	Microsoft/CDW Reseller Internal Use agreement	CDW-Eolas-040180							
34	http://www.silverlight.net/	CDW-EOLAS-041906							
35	http://www.microsoft.com/silverlight/features/	CDW-EOLAS-041914							
36	http://windows.microsoft.com/en-US/windows/products/windows-media	CDW-EOLAS-041913							
37	www.microsoft.com/silverlight/what-is-silverlight								
38	Group Exhibit - Eolas' Reponses and Objections to Interrogatories								

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
39	Eolas' Replies to Defendant CDW Corporation's Answers and Counterclaims								
40	Screen captures of process monitors contained in Expert Report of Dr. Scott M. Nettles in Rebuttal to the Report of Dr. David M. Martin, Jr. Concerning Infringement by Defendants JCP and CDW								
41	Live version of www.netflix.com or representative demonstrative of same								
42	CDW Silverlight demo	CDW-Eolas-041793-823							
43	CDW Source code								
44	http://dev.w3.org/html5/spec/parsing.html#overview-of-the-parsing-model	CDW-EOLAS-041876							
45	https://developer.mozilla.org/en/Gecko_DOM_Reference/Introduction#What_is_the_DOM.3F	CDW-EOLAS-041904							
46	http://www.iis.net/overview	CDW-EOLAS-041896							
47	License Agreement between Eolas and Microsoft, 8/17/07	CDW-Eolas-040159							
48	License Agreement between Eolas and Argosy Publishing, Inc., 1/25/10	EOLASTX-0000009914-9919							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
49	Confidential Settlement and License Agreement between Eolas and eBay, Inc., 8/8/11	EOLASTX-0000322675-699							
50	Confidential Settlement and License Agreement between Eolas and JPMorgan Chase & Co., 5/12/11	EOLASTX-0000319024-044							
51	Confidential Settlement and License Agreement between Eolas and New Frontier Media, 5/24/11	EOLASTX-0000319270-288; EOLASTX-0000319289-304							
52	Confidential Settlement and License Agreement between Eolas and Office Depot, Inc., 7/13/11	EOLASTX-0000320839-863							
53	Confidential Settlement and License Agreement between Eolas and Oracle Corp., 6/6/11	EOLASTX-0000320079-109							
54	Confidential Settlement and License Agreement between Eolas and Playboy Enterprises, 6/6/11	EOLASTX-0000320110-135							
55	Confidential Settlement and License Agreement between Eolas and Rent-A-Center, Inc., 6/21/11	EOLASTX-0000320184-203							
56	Confidential Settlement and License Agreement between Eolas and Texas Instruments, Inc., 6/14/11	EOLASTX-0000320164-183							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
57	Confidential Limited Release and Covenant Not to Sue between Eolas and Apple, Inc., 8/3/11	EOLASTX-0000323315-331							
58	Correspondence to CDW, 10/27/09	EOLASTX-0000320600							
59	Eolas Infringement Contentions to Apple								
60	Eolas Infringement Contentions to Adobe								
61	Eolas Infringement Contentions to CDW								
62	License Agreement between CDW and 21srl License, 3/21/2009	CDW-Eolas-040172							
63	Settlement Agreement between The Regents of the University of California and Microsoft Corporation, 8/17/2007	EOLASTX-000319008-023							
64	Endeca License Agreements	CDW-Eolas-041831; CDW-Eolas-040150 CDW-Eolas-041832							
65	"Consumer spending shifts online; eCommerce arrives," Canaccord Adams, 6/5/08	CDW-Eolas-041885							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
66	CAB_Perceptions_of_CDW_Apr_2010_Final.ppt, p. 10 (CDW Advisory Board Decision Maker Study in April 2010).	CDW-Eolas-040401							
67	CDW-Eolas-040214-Confidential-Attorneys' Eyes Only.ppt (Results of Walker Information Survey)	CDW-Eolas-040214							
68	Curriculum Vitae of W. Christopher Bakewell, ASA, CLP								
69	Plaintiff Eolas' Response in Opposition to Defendants' Motion for Summary Judgment on Noninfringement Based on Microsoft/Apple License Defense	Docket No 992							
70	Plaintiffs' Memorandum in Opposition to Defendant Microsoft's Motion for a New Trial with Respect to Damages or, in the Alternative, for Remittitur	EOLASTX-0000031729-67							
71	Transcript of proceedings before the honorable James B. Zagel and a Jury, Vol. 13	EOLASTX-0000077978-78138							
72	Defendant's Memorandum of Law in Opposition to Plaintiff's Request for a Preliminary Injunction (Microsoft v. Eolas, Case 1:10-cv-03820 (N.D. Ill.))	Docket No 61							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
73	Transcript of proceedings before the honorable Rebecca R. Pallmeyer (Microsoft v. Eolas, Case 1:10-cv-03820 (N.D. Ill.))	November 23, 2010, 10:15 a.m.							
74	Transcript of proceedings before the honorable Rebecca R. Pallmeyer (Microsoft v. Eolas, Case 1:10-cv-03820 (N.D. Ill.))	July 15, 2011, 10:08 a.m.							
75	Live CDW website or demonstrative exhibit of same								
76	Debugger demonstrative of cdw.com product viewer javascript								
77	Coremetrics Online Analytics Glossary of Metrics - Retail	CDW-Eolas-002148							
78	Coremetrics Implementation Support Guide	CDW-Eolas-040215							
79	Joint Stipulation of No Pre-Suit Damages Dated 8/17/11 [Dkt. 867]								
80	Letter from D. Cawley to Defense Counsel re: Eolas' claims and the Microsoft license Agreement 8/23/10								
81	McKool letter to Counsel re: asserted claims, 1/12/11								
82	McKool letter to Counsel re: asserted claims, 1/25/11								

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
83	http://www.webkit.org/	CDW-EOLAS-041912							
84	http://www.google.com/chrome/intl/en/webmasters-faq.html	CDW-EOLAS-041893							
85	http://www.statowl.com/custom_ria_market_penetration.php	CDW-EOLAS-041875							
86	Akamai EdgeControl Site Accelerator Configuration screen shots	CDW-Eolas-040183							
87	Eolas Technologies Inc.'s Mem. Supp. Claim Construction (Eolas v. Microsoft, 99 C 0626)	EOLASTX-0000042111-163							
88	http://www.elon.edu/predictions/prediction2.aspx?id=TMC-0035								
89	“The Naked Computer,” PC Magazine, 1/1/95. Accessed: http://www.elon.edu/predictions/prediction2.aspx?id=TMC-0049								
90	Netscape: A history, BBC News, 2/10/00. Accessed: http://news.bbc.co.uk/2/hi/in_depth/business/2000/microsoft/635689.stm								
91	E-commerce Annual Report, William Blair & Company Equity Research, 3/18/10								

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
92	Trial Testimony of Dave Raggett from the Eolas v. Microsoft, trial dated 7/23/2003	[Raggett Depo Exh 15] EOLASTX-0000077904							
93	PowerPoint Slide re Raggett testimony in Eolas v. Microsoft 2003	[Raggett Depo Exh 14]							
94	Correspondence regarding Eolas Infringement Contentions (5/7/2010, 5/21/2010, and 6/14/2010)								
95	Eolas Technologies Incorporated Post-Microsoft Litigation Overview	EOLASTX-E-0001679393							
96	Second Continuation Summary of Independent Claims Submitted 4/11/2008	EOLASTX-E-0000179960							
97	Draft Swords letter to ETI Shareholders	EOLASTX-E-0001308186							
98	Email correspondence regarding patent prosecution	EOLASTX-E-0001677833							
99	Internet Retailer Office Depot Profile	EOLASTX-0000321039							
100	Reverse WhoIs listing for Office Depot								

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
101	“Web Sales at Office Depot Stay Flat in 2010” Internet Retailer, 2/23/11 available at http://www.internetretailer.com/2011/02/23/web-sales-office-depot-stay-flat-2010								
102	ETI Shareholder letter	EOLASTX-E-1308779							
103	Listing of CDW URLs	Ex. 17 to Sean Brown Deposition							
104	Declaration of Michael D. Doyle Under 37 CFR 1.131, dated 9/22/2007	Ex. 47 to Michael Doyle Deposition							
105	Addendum to Todd Korth’s resume	Ex. 2 to Christopher McRae Deposition (CM001044-1046)							
106	Email correspondence re Adobe PDF, from D. Martin to D. Kehoe dated 7/19/93	Ex. 15 to Christopher McRae Deposition							
107	Advertisement pages	Ex. 17 to Christopher McRae Deposition							
108	Systems and Applications, list of existing systems	Ex. 22 to Christopher McRae Deposition							
109	Systems and Applications, list of existing systems	Ex. 23 to Christopher McRae Deposition							
110	MediaView	Ex. 24 to Christopher McRae Deposition							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
111	Software and Visualization Sampler, CD ROM from Los Alamos National Laboratory	Ex. 25 to Christopher McRae Deposition							
112	Email re MediaView notes from C. McRae to D. Martin	Ex. 26 to Christopher McRae Deposition							
113	Attendance sheet for "Hypertext '93 - Birds of a Feather: Word-Wide Web Brainstorming" session dated 11/17/93	Ex. 27 to Christopher McRae Deposition (CM000762)							
114	World-Wide Web Brainstorming handout	Ex. 28 to Christopher McRae Deposition (CM000758)							
115	Notes for initial SIG-Web meeting dated 10/3/93	Ex. 31 to Christopher McRae Deposition (CM000950-954)							
116	Follow-up Report: Initial SIG-Web meeting (held 10/7/93) dated 10/12/93	Ex. 32 to Christopher McRae Deposition (CM000940-943)							
117	Handwritten notes	Ex. 34 to Christopher McRae Deposition							
118	Letter re: O'Reilly & Associates confirming strong interest in the digital library project dated 1/22/94	Ex. 35 to Christopher McRae Deposition (CM001353-1355)							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
119	Defendant's Memorandum in Opposition to Plaintiff's Motion for Partial Summary Judgment of Liability for Breach of Contract (Microsoft v. Eolas, Case 1:10-cv-03820 (N.D. Ill.))	Docket No. 108							
120	Defendant's Sur-Reply in Opposition to Plaintiff's Motion for Partial Summary Judgment of Liability for Breach of Contract (Microsoft v. Eolas, Case 1:10-cv-03820 (N.D. Ill.))	Docket No. 136							
121	Settlement Agreement between The Regents of the University of California and Frito-Lay, 11/11/2011	EOLASTX-0000384811							
122	Confidential Settlement and License Agreement between Eolas and Apple Inc., 8/3/2011	EOLASTX-0000322651-673							
123	Eolas Technologies Inc.'s Reply Mem. In Support of Claim Construction (Eolas v. Microsoft, 99 C 0626)	EOLASTX-0000041824-873							
124	McKool letter to Counsel re: asserted claims, 2/18/11								
125	CDW Corporation's Answers and Counterclaims								

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST *(Continued)*

EXHIBIT NO.	DESCRIPTION	Bates Nos.	Category	Marked	Offered	Objection	Admitted	Date	Witness
126	Hansen, Enhancing documents with embedded programs: How Ness extends insets in the Andrew Toolkit	CDW-Eolas-041894							

CDW LLC'S FOURTH AMENDED TRIAL EXHIBIT LIST

Respectfully submitted,

/s/ Thomas L. Duston

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CERTIFICATE OF SERVICE

The undersigned attorney hereby certifies that on January 16, 2012, a copy of the foregoing CDW LLC's Fourth Amended Trial Exhibit List was served by e-mail upon the attorneys of record in this case.

/s/Julianne M. Hartzell
Julianne M. Hartzell