

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

EOLAS TECHNOLOGIES INCORPORATED,

Plaintiff,

v.

ADOBE SYSTEMS INC., ET AL,

Defendants.

CASE NO. 6:09-cv-446

Hon. Leonard E. Davis

JURY

**DECLARATION OF CHRISTOPHER C. CARNAVAL
IN SUPPORT OF DEFENDANTS' MOTION FOR ENTRY OF
DEFENDANTS' PROPOSED PROTECTIVE ORDER**

I, Christopher C. Carnaval, declare as follows:

1. I am an attorney at King & Spalding LLP, 1185 Avenue of the Americas, New York, New York, and I represent Defendants Google Inc. and YouTube, LLC in this action. I submit this Declaration in support of Defendants' motion for entry of Defendants' Proposed Protective Order.

2. Attached as Exhibit B-1 is a true and correct copy of a printout of the attorney correspondence address on file with the U.S. Patent and Trademark Office ("USPTO") for U.S. Application No. 08/324,443 (*i.e.*, U.S. Patent No. 5,838,906), which was downloaded from the USPTO's public Patent Application Information Retrieval system on August 12, 2010.

3. Attached as Exhibit B-2 is a true and correct copy of a printout of the attorney correspondence address on file with the U.S. Patent and Trademark Office (“USPTO”) for U.S. Application No. 90/006,831 (*i.e.*, the first reexamination of U.S. Patent No. 5,838,906), which was downloaded from the USPTO’s public Patent Application Information Retrieval system on August 12, 2010.

4. Attached as Exhibit B-3 is a true and correct copy of a printout of the attorney correspondence address on file with the U.S. Patent and Trademark Office (“USPTO”) for U.S. Application No. 90/007,858 (*i.e.*, the second reexamination of U.S. Patent No. 5,838,906), which was downloaded from the USPTO’s public Patent Application Information Retrieval system on August 12, 2010.

5. Attached as Exhibit B-4 is a true and correct copy of a printout of the attorney correspondence address on file with the U.S. Patent and Trademark Office (“USPTO”) for U.S. Application No. 10/217,955 (*i.e.*, U.S. Patent No. 7,599,985), which was downloaded from the USPTO’s public Patent Application Information Retrieval system on August 12, 2010.

6. Attached as Exhibit B-5 is a true and correct copy of an excerpt of the civil docket for *Eolas Technologies Inc., et al. v. Microsoft Corp.*, Case No. 1:99-cv-00626 (N.D. Ill.), which was downloaded from the Public Access to Court Electronic Records service on August 12, 2010.

I declare under penalty of perjury that the foregoing is true and correct, and that this declaration was executed on August 26, 2010 in New York, New York.



Christopher C. Carnaval