

I, Han Xu, declare as follows:

1. I am an attorney with the law firm of Ropes & Gray LLP, counsel for defendants Google Inc. and YouTube, LLC in the above captioned matter. I make this declaration in support of Google's Opposition to Eolas' Motion for Leave to Supplement its P.R. 3-1 Infringement Contentions With Respect to Google Music and Google+, filed herewith. Unless otherwise stated, the matters contained in this declaration are of my own personal knowledge and, if called as a witness, I could and would testify competently to the matters set forth herein.

2. Attached as Exhibit A is a true and correct copy of a screen capture of the Music Beta by Google website taken on August 10, 2011.

3. Attached as Exhibit B is a true and correct copy of a screen capture of the Google+ website taken on August 10, 2011.

4. Attached as Exhibit C is a true and correct copy of *Davis-Lynch, Inc. v. Weatherford Int'l, Inc.*, No. 6:07-CV-559, 2009 WL 81874 (E.D. Tex. April 24, 2009).

5. Attached as Exhibit D is a true and correct copy of *Power-One, Inc. v. Artesyn Technologies, Inc.*, No. 2:05-CV-463, 2007 WL 2986671 (E.D. Tex, Oct. 11, 2007).

6. Attached as Exhibit E is a true and correct copy of *EON Corp. IP Holdings, LLC v. Sensus USA Inc.*, No. 6:09-cv-116, 2010 WL 346218 (E.D. Tex. January 21, 2010).

I declare under penalty of perjury that the foregoing is true and correct.

Dated: August 10, 2011



Han Xu
ROPES & GRAY LLP
Prudential Tower, 800 Boylston St.
Boston, MA 02199-3600
Attorney for Google Inc. and YouTube, LLC