

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

UNILOC USA, INC., ET AL.
Plaintiffs,

vs.

SONY CORPORATION OF AMERICA,
ET AL.
Defendants.

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CASE NO. 6:10-CV-373
PATENT CASE

UNILOC USA, INC., ET AL.
Plaintiffs,

vs.

DISK DOCTORS LABS, INC., ET AL.
Defendants.

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CASE NO. 6:10-CV-471
PATENT CASE

UNILOC USA, INC., ET AL.
Plaintiffs,

vs.

NATIONAL INSTRUMENTS CORP., ET
AL.
Defendants.

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CASE NO. 6:10-CV-472
PATENT CASE

UNILOC USA, INC., ET AL.
Plaintiffs,

vs.

ENGRASP, INC., ET AL.
Defendants.

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CASE NO. 6:10-CV-591
PATENT CASE

UNILOC USA, INC., ET AL.
Plaintiffs,

vs.

BMC SOFTWARE, INC., ET AL.
Defendants.

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CASE NO. 6:10-CV-636
PATENT CASE

UNILOC USA, INC., ET AL.
Plaintiffs,

vs.

FOXIT CORPORATION, ET AL.
Defendants.

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CASE NO. 6:10-CV-691
PATENT CASE

SYMANTEC CORPORATION, ET AL.
Plaintiffs,

vs.

UNILOC USA, INC., ET AL.
Defendants.

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CASE NO. 6:11-CV-33
PATENT CASE

**DECLARATION OF STEVEN W. HARTSELL IN SUPPORT OF
PLAINTIFFS' OPENING BRIEF ON CLAIM CONSTRUCTION**

I, Steven W. Hartsell, declare as follows:

1. My name is Steven W. Hartsell. I am a lawyer with the law firm of Nelson Bumgardner Casto, P.C., attorneys for Uniloc USA Inc. and Uniloc Singapore Limited (“Uniloc”).
2. This Declaration is being made in support of Uniloc’s Opening Brief on Claim Construction as it relates to United States Patent No. 5,490,216.
3. I am competent to testify to the matters stated in this declaration, have personal knowledge of the facts and statements herein, and each of the facts and statements is true and correct.
4. Attached as Exhibit A to this declaration is a true and correct copy of an email string between Steven Hartsell and Patrick Lujin dated September 1, 2011.

5. Attached as Exhibit B to this declaration is a true and correct copy of an email string between Jamie Olin and Patrick Lujin dated September 7-8, 2011.

6. Attached as Exhibit C to this declaration is a true and correct copy of United States Patent No. 5,490,216.

7. Attached as Exhibit D to this declaration is a true and correct copy of portions of the reexamination file history of the '216 Patent (Application No. 90/010,831):

1. Order Granting Reexamination: UNI074468-78;
2. First Office Action: UNI075016-31;
3. November 17, 2010 Patent Office Presentation: UNI075037-83;
4. Reply to First Office Action: UNI075086-125;
5. Second Office Action: UNI075158-80;
6. Reply to Second Office Action: UNI075182-233;
7. Declaration of Dr. Udo Pooch: UNI075642-720;
8. Notice of Intent to Issue Reexamination Certificate ("NIIRC"): UNI076148-57;
9. November 23, 2010 Declaration of William Rosenblatt: UNI076163-86.

8. Attached as Exhibit E to this declaration is a true and correct copy of United States Patent No. 4,658,093 ("Hellman").

9. Attached as Exhibit F to this declaration is a true and correct copy of United States Patent No. 5,291,598 ("Grundy").

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct. Executed this 12th day of September 2011 at Fort Worth, Texas.



Steven W. Hartsell