

EXHIBIT C

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

WI-LAN INC.,

Plaintiff,

v.

ALCATEL-LUCENT USA INC.; *et al.*

Defendants.

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Civil Action No. 6:10-cv-521-LED

JURY TRIAL DEMANDED


EXPERT REPORT OF JONATHAN WELLS

REGARDING INFRINGEMENT OF

U.S. PATENT NOS. 6,088,326, 6,195,327, 6,222,819 AND 6,381,211

Highly Confidential—Attorneys Eyes Only—Computer Source Code

Respectfully Submitted,



Jonathan Wells, Ph.D.

Highly Confidential—Attorneys Eyes Only—Computer Source Code

I. INTRODUCTION

1. My name is Jonathan Andrew Wells. I have been retained by Vinson & Elkins on behalf of Wi-LAN Inc. (“Wi-LAN”) to prepare a report in connection with the litigation involving Wi-LAN and Alcatel-Lucent USA Inc. (“Alcatel-Lucent”), Sony Mobile Communications AB and Sony Mobile Communications (USA) Inc. (“Sony”), HTC Corporation, HTC America, Inc, Exedea Inc. (“HTC”), and Telefonaktiebolaget LM Ericsson and Ericsson Inc. (“Ericsson”) (collectively “Defendants”).

2. I have been asked to analyze and opine whether certain products sold by Alcatel-Lucent and Ericsson infringe claims 1-10 of United States Patent No. 6,088,326 (“the ’326 Patent”) (titled “Processing Data Transmitted And Received Over A Wireless Link Connecting A Central Terminal And A Subscriber Terminal Of A Wireless Telecommunications System”), claims 1, 5, 8, 10-13, and 15 of United States Patent No. 6,195,327 (“the ’327 Patent”) (titled “Controlling Interference In A Cell Of A Wireless Telecommunications System”), and claim 11 United States Patent No. 6,222,819 (“the ’819 Patent”) (“Processing Data Transmitted And Received Over A Wireless Link Connecting A Central Terminal And A Subscriber Terminal Of A Wireless Telecommunications System”). I have further been asked to analyze and opine whether certain products sold by HTC and Sony infringe claims 1-5 of United States Patent No. 6,381,211 (“the ’211 Patent”) (titled “Processing Data Transmitted And Received Over A Wireless Link Connecting A Central Terminal And A Subscriber Terminal Of A Wireless Telecommunications System”).

3. I hereby submit this expert report (“Report”) as a statement of opinions I intend to express in the above-captioned action, and the bases therefor. I attach to this Report as an exhibit my curriculum vitae, which includes a list of publications I have authored or co-authored and a list of cases in which I have consulted or testified as an expert. (Exhibit A). I also attach a list of documents and materials, in addition to those materials cited in this Report, which I reviewed. (Exhibit B).

4. The opinions stated in this Report are based on information currently available to me. I reserve the right to continue my investigation and study, which may include a review of documents and information not yet produced, as well as deposition testimony from depositions for which transcripts are not yet available and that may not yet be taken in this case. Therefore, I reserve the right to expand or modify this Report as my investigations and study continue, and to