

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

WI-LAN INC.,	§	
	§	
Plaintiff,	§	
	§	
v.	§	
	§	
ALCATEL-LUCENT USA INC.;	§	
TELEFONAKTIEBOLAGET LM	§	Civil Action No. 6:10-cv-521-LED
ERICSSON; ERICSSON INC.; SONY	§	
ERICSSON MOBILE COMMUNICATIONS	§	JURY TRIAL DEMANDED
AB; SONY ERICSSON MOBILE	§	
COMMUNICATIONS (USA) INC.; HTC	§	
CORPORATION; HTC AMERICA, INC.;	§	
EXEDEA INC.; LG ELECTRONICS, INC.;	§	
LG ELECTRONICS MOBILECOMM U.S.A.,	§	
INC.; LG ELECTRONICS U.S.A., INC.	§	
	§	
Defendants.	§	

**DECLARATION OF DAVID D. HORNBERGER IN SUPPORT OF WI-LAN'S
OPPOSITION TO HTC'S MOTION TO TRANSFER**

I, David D. Hornberger, declare as follows:

1. I am an attorney with Vinson & Elkins LLP, counsel of record for Wi-LAN Inc. I have personal knowledge of the matters set forth herein, and if called to testify, would truthfully testify thereto.

2. Attached hereto as Exhibit A is a true and correct copy of the document titled "Welcome to Sony Ericsson Mobile Communications" and located at <http://www.sonyericsson.com/cws/companyandpress/aboutus/mission?cc=us&lc=en>, which explains that Sony Ericsson is a 50:50 joint venture of Sony Corporation and Telefonaktiebolaget LM Ericsson.

3. Attached hereto as Exhibit B is a true and correct copy of the Wi-LAN company profile located at <http://www.wi-lan.com/company/default.aspx>, describing Wi-LAN's innovative wireless solutions.

4. Attached hereto as Exhibit C is a true and correct copy of the Wi-LAN contact information located at <http://www.wi-lan.com/company/default.aspx> which indicates Wi-LAN headquarters are located in Ottawa, Canada.

5. Attached hereto as Exhibit D is a true and correct copy of Alcatel-Lucent's contact information evidencing a principal place of business in Plano, Texas (http://www.alcatel-lucent.com/wps/portal/CountryContact?LMSG_CABINET=Corporate&LMSG_CONTENT_FILE=Global_Map_and_Contacts/United_States_Contact.xml&LMSG_NEXT_FILE=Country_Content/USA/Country.xml&LMSG_LOCALE=en_US).

6. Attached hereto as Exhibit E is a true and correct copy of Airspan's contact information, noting the location of its headquarters in Florida as well as the locations of its international offices (<http://www.airspan.com/contact.aspx>; http://www.airspan.com/contact_worldwide_us.aspx; http://www.airspan.com/contact_worldwide_europe.aspx; and http://www.airspan.com/contact_worldwide_asia.aspx).

7. Attached hereto as Exhibit F is a true and correct copy of the press release entitled "Qualcomm to Acquire Chip Design Company Spike Technologies" and located at <http://www.qualcomm.com/news/releases/2004/09/30/qualcomm-acquire-chip-design-company-spike-technologies>, indicating Qualcomm acquired an Indian design center focused on 3G chip design.

8. Attached hereto as Exhibit G is a true and correct copy of the press release entitled “GLOBALFOUNDRIES and Qualcomm To Collaborate on Leading Edge Technologies” and noting work will be performed on behalf of Qualcomm in Dresden (<http://www.globalfoundries.com/newsroom/2010/20100107.aspx>).

9. Attached hereto as Exhibit H is a true and correct copy of the document entitled: Table C-5, U.S. District Courts—Median Time Intervals From Filing to Disposition of Civil Cases Terminated, by District and Method of Disposition, During the 12-Month Period Ending March 31, 2010, indicating disposition by trial of civil cases in the Eastern District of Texas takes 25.8 months, while the Southern District of California takes some 37.2 months (<http://www.uscourts.gov/Viewer.aspx?doc=/uscourts/Statistics/FederalJudicialCaseloadStatistics/2010/tables/C05Mar10.pdf>).

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

Executed on February 14, 2011

By: /s/ David D. Hornberger
David D. Hornberger