

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

_____)	
I/P ENGINE, INC.,)	
)	
	Plaintiff,)	
	v.)	Civ. Action No. 2:11-cv-512
)	
AOL, INC. et al.,)	
)	
	Defendants.)	
_____)	

**DECLARATION OF W. RYAN SNOW
IN SUPPORT OF I/P ENGINE INC.’S MOTION FOR JUDGMENT UNDER RULE 52(B)
AND A NEW TRIAL UNDER RULE 59**

I, W. Ryan Snow, declare as follows:

1. I am a partner with the law firm of Crenshaw, Ware & Martin PLC, 150 West Main Street, Norfolk, VA 23510 and am counsel for Plaintiff I/P Engine, Inc. (“I/P Engine”) in the above-captioned litigation. I have personal knowledge of the facts stated herein.

2. I attended the October 9 pretrial conference held in Norfolk, Virginia. The hearing was not transcribed. At the October 9 pretrial conference, the Court indicated that it would not submit the issue of laches to the jury, but that the Court instead would decide the issue. The Court observed that it might be possible to elicit certain laches-related evidence from witnesses in front of the jury, but that other laches-related evidence would be received outside of the presence of the jury. The Court did not indicate when it would take this evidence or when the record on the non-jury issues would be complete. The Court did not indicate that it would rule on laches before all evidence had been submitted or prior to the case being submitted to the

jury. I understood that the Court would accept laches evidence after the jury's verdict and that the Court would then rule on laches.

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

Dated: December 18, 2012

By: /s/ W. Ryan Snow
W. Ryan Snow (Virginia Bar No. 47423)
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Counsel for Plaintiff I/P Engine, Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 18th day of December, 2012, the foregoing **DECLARATION OF W.**

RYAN SNOW IN SUPPORT OF I/P ENGINE INC.'S MOTION FOR JUDGMENT UNDER RULE 52(B)

AND A NEW TRIAL UNDER RULE 59, was served via the Court's CM/ECF system, on the following:

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/s/ Jeffrey K. Sherwood _____