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The Honorable Ricardo S. Martinez

UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON

MICROSOFT CORPORATION, a Washington corporation,)	
)	No. CV07 936RSM
Plaintiff,)	
v.)	DECLARATION OF ALAN J. HEINRICH IN SUPPORT OF IMMERSION CORPORATION'S OPPOSITION TO MICROSOFT'S MOTION TO COMPEL RESPONSES TO REQUESTS FOR PRODUCTION NOS. 3 AND 19
IMMERSION CORPORATION, a Delaware corporation,)	
)	NOTE ON MOTION CALENDAR: February 15, 2008
Defendant.)	

I, Alan J. Heinrich, declare as follows:

1. I am a partner at the law firm of Irell & Manella LLP, co-counsel of record for defendant Immersion Corporation ("Immersion") in the above-captioned action. I am a member in good standing of the California State Bar and am admitted to practice before this Court in this case pro hac vice. I have personal knowledge of the facts set forth in this Declaration and, if called as a witness, could and would testify competently to such facts under oath.

2. Attached hereto as Exhibit 1 is a true and correct copy of the Jury Verdict Form filed September 21, 2004, in the action in the United States District Court for the Northern District of California entitled Immersion Corporation v. Sony Computer

1 Entertainment of America, Inc. and Sony Computer Entertainment Inc., Northern District of
2 California Case No. C 02-00710 CW (WDB) (the “Sony Lawsuit”), and bearing production
3 numbers IMRMS 533-48.

4 3. Attached hereto as Exhibit 2 is a true and correct copy of the Amended
5 Judgment dated April 7, 2005, in the Sony Lawsuit, bearing production numbers IMRMS
6 531-32.

7 4. Attached hereto as Exhibit 3 is a true and correct copy of a Notice of
8 Satisfaction of Amended Judgment dated March 19, 2007, bearing production numbers
9 IMRMS 68-69.

10 5. Attached hereto as Exhibit 4 is a true and correct copy of Immersion
11 Corporation’s Responses to Microsoft Corporation’s First Set of Interrogatories and Requests
12 For Production of Documents dated October 11, 2007.

13 6. Pursuant to orders of the United States District Court for the Northern District
14 of California, Immersion and Sony participated in three formal mediation sessions. The
15 mediations took place before Hon. Edward Infante (Ret.) on February 4, 2003, October 31,
16 2003, and March 24, 2004, at the offices of JAMS in San Jose and San Francisco, California.
17 Attached hereto as Exhibit 5 is a true and correct copy of a Case Management Order dated
18 August 14, 2002, referring the Sony Lawsuit to Private Mediation. Attached hereto as Exhibit
19 6 is a true and correct copy of a Minute Order dated January 3, 2003, regarding the timing of
20 the first mediation session.

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1 **CERTIFICATE OF SERVICE**

2 The undersigned attorney certifies that on the 11th day of February, 2008, I electronically
3 filed the foregoing with the Clerk of the Court using the CM/ECF system which will send
4 notification of such filing to the following:

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