

1 technologies and other technologies owned by TPL during my tenure. I understand  
2 their relative value to the MMP portfolio, and I know how TPL valued them relative to  
3 the MMP portfolio.

4 7. I resigned as TPL's Chief Technology Officer in 2007, because I was not  
5 getting paid my 55% royalty. I believe that TPL owes me between \$10 million and  
6 \$30 million. The last royalty distribution I received from TPL, in July 2008, was \$1.84  
7 million. The last payment of any kind that I received from TPL was \$15,000, received  
8 on November 13, 2009.

9 8. I know from TPL's press releases that it has written many MMP licenses  
10 since July 2008, but I have received no royalties related to those licenses.

11 9. I learned recently that TPL had entered into a license transaction with  
12 Apple, Inc. TPL has yet to inform me of this Apple license. I understand that of the  
13 consideration paid by Apple, less than 20% has been allocated to the license for the  
14 MMP portfolio, with the balance assigned to other portfolios owned or "to be owned"  
15 by TPL.

16 10. The MMP portfolio is far and away TPL's most valuable portfolio for  
17 licensing purposes. Under reasonable royalty analysis, the contributions of the Fast  
18 Logic, Core Flash and other TPL technologies of which I am aware are minimal  
19 relative to the value of the MMP portfolio. Allocating less than 20% of the  
20 consideration received from Apple to the MMP portfolio, and permitting TPL to retain  
21 80% of that consideration for its other technologies, would be absurd.

22 11. I regard the allocation of less than 20% of the Apple license to the MMP  
23 portfolio to be a breach of TPL's fiduciary duties to me under our licensing agreement.

24 12. I am extremely concerned that TPL will continue diverting revenue away  
25 from the MMP portfolio to its other portfolios to minimize its monetary obligations to  
26 me. If TPL has changed the terms of the Apple deal so that less was allocated to the  
27 MMP licenses, over a quarter of the diversion would have impacted me personally.

28