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Attorneys for Plaintiff

BARCO N.V.

**UNITED STATES DISTRICT COURT**  
**NORTHERN DISTRICT OF CALIFORNIA**  
**SAN FRANCISCO DIVISION**

**BARCO N.V., a Belgian corporation**

**Plaintiff,**

**v.**

**TECHNOLOGY PROPERTIES LTD.,**

**PATRIOT SCIENTIFIC CORP., and**

**ALLIACENSE LTD.,**

**Defendants.**

**Case No. 3:08-cv-05398 JW**

**DECLARATION OF EDWARD K.  
RUNYAN IN SUPPORT OF THE  
STIPULATION AND [PROPOSED]  
ORDER EXTENDING DEADLINE TO  
SERVE AMENDED INFRINGEMENT  
CONTENTIONS AND INCLUDING  
ADDITIONAL CLAIMS FOR WHICH  
TPL SHALL AMEND ITS  
INFRINGEMENT CONTENTIONS**

**DECLARATION OF EDWARD K. RUNYAN**

I, Edward K. Runyan, declare as follows:

1. I am an attorney admitted to practice law in the State of Illinois. I am also admitted *pro hac vice* representing Barco N.V. (Barco) in case 3:08-cv-05398 JW. I am making this declaration pursuant to Northern District of California Civil Local Rules 6-2, and in support of the Stipulation And [Proposed] Order Extending Deadline To Serve Amended Infringement Contentions And Including Additional Claims For Which TPL Shall Amend Its Infringement Contentions in the captioned matter. The matters set forth in this declaration are based on my personal knowledge, and if called as a witness I could and would testify competently thereto.

2. Barco's Proposed Order (Dkt. 238-5) and Barco's Reply Brief (Dkt. 266) requested the Court, *inter alia*, to strike the ICs for claims 1, 6, 11, and 13 of the '336 patent, because certain limitations for these claims rely on one or more published articles. Barco's Opening Motion noted that, in addition to the ICs for claims 1, 6, 11, and 13 of the '336 patent, ICs for claims 7, 10, 14, and 16 of the '336 patent also rely solely on the same one or more published articles for certain claim limitations. *See* page 6, line 21 to page 7, line 24 of Barco's Opening Motion (Dkt. 238). Special Master Thomas Denver's Order on Barco's Motion to Strike (Dkt. 332, Related Case No. 3:08-cv-00877-JW) ordered TPL to amend the ICs for claims 1, 6, 11, and 13 of the '336 patent for relying on published articles.

3. Claims 7, 10, 14, and 16 of the '336 patent were inadvertently omitted from Barco's Proposed Order (Dkt. 238-5) and Reply Brief (Dkt. 266). After discussing the ICs for claims 7, 10, 14, and 16 of the '336 patent with TPL's counsel, TPL has agreed to amend its ICs for claims 7, 10, 14, and 16 of the '336 patent.

4. TPL was ordered by Special Master Thomas Denver to serve amended ICs within 20 days of his Order becoming final (i.e., by March 26, 2012). Barco and TPL agree that this case's schedule will not be impacted by extending the deadline to serve amended ICs from March 26, 2012 to March 30, 2012.

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2 I declare under penalty of perjury that the foregoing is true and correct. Executed on  
3 Tuesday, March 13, 2012, in Chicago, Illinois.  
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