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9 PATRIOT SCIENTIFIC CORPORATION

10 **UNITED STATES BANKRUPTCY COURT**  
11 **NORTHERN DISTRICT OF CALIFORNIA**  
12 **SAN JOSE DIVISION**

13 In re:

14 **TECHNOLOGY PROPERTIES**  
15 **LIMITED LLC,**  
16 **fka TECHNOLOGY PROPERTIES**  
17 **LIMITED INC., A CALIFORNIA**  
18 **CORPORATION,**  
19 **fka TECHNOLOGY PROPERTIES**  
**LIMITED,**  
**A CALIFORNIA CORPORATION,**

Debtor.

Case No. 13-51589-SLJ-11

Chapter 11

Date: September 2, 2014

Time: 1:30 p.m.

Place: United States Bankruptcy Court  
280 S. First Street, Room 3099  
San Jose, CA 95113

Judge: Honorable Stephen L. Johnson

20 **OBJECTION BY PATRIOT SCIENTIFIC CORPORATION TO JOINT**  
21 **DISCLOSURE STATEMENT**

22 **I. INTRODUCTION**

23  
24 Patriot Scientific Corporation ("Patriot"), a creditor, hereby objects to the Joint  
25 Disclosure Statement ("Statement") filed by the Debtor and the Official Committee of  
26 Unsecured Creditors ("OCC") as the Statement does not provide adequate information  
27 within the meaning of 11 U.S.C. § 1125.

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## II. OBJECTION

1. The Statement does not contain "adequate information" within the meaning of section 1125 of the Bankruptcy Code and cannot be approved unless it is modified to provide additional and clarifying information.

2. Section 1125(b) of the Bankruptcy Code conditions a debtor's solicitation of votes on a proposed chapter 11 plan on the bankruptcy court's determination that the disclosure statement contains "adequate information." The Bankruptcy Code defines adequate information as:

[I]nformation of a kind, and in sufficient detail, as far as is reasonably practicable in light of the nature and history of the debtor and the condition of the debtor's books and records, that would enable a hypothetical reasonable investor typical of claims or interests in the relevant class to make an informed judgment about the plan . . .

3. The Statement provides at p. 56:

"Patriot contends that any controversies arising out of the [July 2014] PDS-Alliacense Agreement must be resolved prior to and as a condition of Plan confirmation, and that certain controversies still exist arising out of obligations under the PDS-Alliacense Agreement, including the following: (1) obtaining TPL's approval of a second MMP licensing company as appointed by PDS, and (2) appointment of a third PDS Manager. Patriot also contends that upon accomplishment of the former obligation, the PDS-Alliacense Agreement provides that Alliacense is obligated to deliver the lists of prospective licensees to be considered (and associated work product) to PDS."

4. The Statement is misleading and incomplete in that it does not reveal the problems Patriot has encountered since the July 2014 Agreement was executed.

5. Listing the Patriot "contentions" does not clarify that the Plan should not go forward until these matters are resolved. The Statement does not tell the whole story and these issues are critical to the Plan's success.

1           6.       Presently, while Patriot has identified a second MMP patent licensing  
2 company, it has experienced a procession of delays and excuses orchestrated by Dan  
3 Leckrone, articulated though Mr. Venkidu, that have resulted in no second licensing  
4 company being engaged as of this date. Retention of the Second Licensing Company is  
5 critical to the Plan. A Notice of Breach has already been delivered to TPL's counsel.

6           7.       Second, the July 2014 Agreement contemplates Alliacense preparing two  
7 lists of prospective MMP licensees in which Alliacense is indifferent between the two.  
8 Notice has been given to present the two lists but they have not been presented to Patriot as  
9 required under the July 2014 Agreement.

10          8.       The past difficulties with Alliacense raise a concern that there will be delay  
11 or some other disagreement that will prevent the second licensing company from going  
12 forward, a disagreement how the universe of licensees is divided, or other such uncertainty  
13 that will delay the MMP Program from resuming for a considerable time.

14          9.       Patriot submits that Dan Leckrone really needs to be ordered not to be  
15 involved in the debtor at all after confirmation, which is the spirit if not the letter of the  
16 Plan. Further, the Plan should not be considered for confirmation until the second  
17 licensing company is appointed and the two lists are presented to Patriot under the  
18 provisions of July 2014 Agreement.

19          10.      The Disclosure Statement should be amended to reflect the significant risk  
20 that the MMP licensing program will not resume for some time, or at all, in light of this  
21 latest round of disputes caused by Dan Leckrone's conflicted ownership of TPL and  
22 Alliacense.

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**III. CONCLUSION**

Wherefore, Patriot prays that the Court immediately enter an order requiring amendment of the proposed disclosure statement.

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DATED: October 1, 2014

By: /s/ Gregory J. Charles

Gregory J. Charles

KIRBY NOONAN LANCE & HOGE LLP

DATED: October 1, 2014

By: / Charles T. Hoge

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Attorneys for Creditor  
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I declare that the above is true and correc

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