

Hon. Marsha J. Pechman

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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF WASHINGTON
AT SEATTLE

INTERVAL LICENSING LLC,

Plaintiff,

v.

AOL, INC.; APPLE, INC.; eBAY, INC.;
FACEBOOK, INC.; GOOGLE INC.;
NETFLIX, INC.; OFFICE DEPOT, INC.;
OFFICEMAX INC.; STAPLES, INC.;
YAHOO! INC.; AND YOUTUBE, LLC,

Defendants.

Case No. 2:10-cv-01385-MJP

**DECLARATION OF EDGAR
SARGENT**

JURY DEMAND

I, Edgar Sargent, am over the age of 18, have personal knowledge of all the facts stated herein and declare as follows:

1. I am a member of Susman Godfrey L.L.P., attorneys for plaintiff Interval Licensing LLC. I submit this declaration in support of Interval Licensing’s Opposition to Renewed Motion to Dismiss or Sever for Misjoinder Pursuant to Fed. R. Civ. P. 20 and 21 of Defendants eBay Inc., Netflix, Inc., Office Depot, Inc., Staples, Inc., and Yahoo! Inc.

2. The Exhibits to this declaration are all excerpts from Interval’s claim charts. One excerpt is provided for each of the defendants who have joined in this motion. In each case, the excerpt shows Interval’s infringement contentions for the same claim, Claim 63 of the ‘507 patent.

1 3. Attached hereto as Exhibit 1 is a true and correct copy of excerpts of
2 Interval's claim charts relating to eBay, Inc.

3 4. Attached hereto as Exhibit 2 is a true and correct copy of excerpts
4 Interval's claim charts relating to Netflix, Inc.

5 5. Attached hereto as Exhibit 3 is a true and correct copy of excerpts
6 Interval's claim charts relating to Office Depot, Inc.

7 6. Attached hereto as Exhibit 4 is a true and correct copy of excerpts
8 Interval's claim charts relating to Staples, Inc.

9 7. Attached hereto as Exhibit 5 is a true and correct copy of excerpts
10 Interval's claim charts relating to Yahoo! Inc.

11 I declare under penalty of perjury under the laws of the United States of
12 America that the foregoing is true and correct.

13
14 EXECUTED at Seattle, Washington this 21st day of March, 2011.

15
16 /s/ Edgar Sargent

17 Edgar Sargent

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CERTIFICATE OF SERVICE

I hereby certify that on March 21, 2011, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system which will send notification of such filing to the following counsel of record:

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