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NANTWORKS, LLC and NANT HOLDINGS IP, LLC

14 UNITED STATES DISTRICT COURT
15 FOR THE CENTRAL DISTRICT OF CALIFORNIA

17 NANTWORKS, LLC, a Delaware
limited liability company, and NANT
18 HOLDINGS IP, LLC, a Delaware
limited liability company,

19 Plaintiffs,

20 vs.

21 BANK OF AMERICA
22 CORPORATION, a Delaware
corporation, and BANK OF
23 AMERICA, N.A., a national banking
association,

24 Defendants.

CASE NO. 2:20-cv-7872-GW-PVC

**DECLARATION OF
BRICE C. LYNCH IN SUPPORT OF
PLAINTIFFS' OPPOSITION TO
DEFENDANTS' MOTION TO
STRIKE CERTAIN OPINIONS IN
DR. SCHONFELD'S OPENING
EXPERT REPORT REGARDING
INFRINGEMENT**

1 I, Brice C. Lynch, declare as follows:

2 1. I am an attorney duly licensed to practice law in the State of California
3 and admitted before this Court. I am an attorney at Quinn Emanuel Urquhart &
4 Sullivan, LLP, counsel for Plaintiffs NantWorks LLC and Nant Holding IP, LLC
5 (“NantWorks”). I have personal knowledge of the facts set forth in this declaration,
6 and if called as a witness I would testify competently to those facts.

7 2. Exhibit 1 is a true and correct copy of the deposition transcript of Charles
8 Christopher Harbinson, dated October 19, 2023. The deposition and the transcript
9 were designated “Contains Confidential Attorney Eyes Only Material. ”

10 3. Exhibit 2 is a true and correct copy of the Expert Report of James Storer,
11 served on January 30, 2024. This was designated “Highly Confidential – Attorney
12 Eyes Only.”

13 4. Exhibit 3 is a true and correct copy of the transcript of the Markman
14 Hearing held in this action on September 23, 2021.

15 5. Exhibit 4 is a true and correct copy of the deposition transcript of Pavan
16 Chayanam, dated October 10, 2023. The deposition and the transcript were
17 designated “Highly Confidential Attorneys’ Eyes Only” and “Contains Highly
18 Confidential Source Code.”

19 6. Exhibit 5 is a true and correct copy of the deposition transcript of Fred
20 Fortaleza Fernandez, Jr., dated November 16, 2023. The deposition and the transcript
21 were designated “Highly Confidential – Attorney Eyes Only” and “Highly
22 Confidential Source Code.”

23 7. Exhibit 6 is a true and correct copy of a letter correspondence from
24 counsel for defendants, Danielle T. Williams, to me dated February 23, 2024. The
25 letter was designated as “Highly Confidential – Attorney’s Eyes Only.”

26 8. Exhibit 7 is a true and correct copy of the transcript of the hearing on
27 Defendants’ Partial Motion to Dismiss Plaintiffs’ First Amended Complaint held in
28 this action on February 25, 2021.

