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19 UNITED STATES DISTRICT COURT  
20 NORTHERN DISTRICT OF CALIFORNIA  
21 SAN FRANCISCO DIVISION

22 OPENTV, INC., NAGRAVISION S.A., and  
NAGRA FRANCE S.A.S.

23 Plaintiffs,

24 v.

25 APPLE INC.,

26 Defendant.

CASE NO. 5:15-cv-02008-EJD (NMC)

**DECLARATION OF RAJEEV GUPTA  
IN SUPPORT OF PLAINTIFFS'  
REPLY CLAIM CONSTRUCTION  
BRIEF**

**Date:** May 12, 2016

**Time:** 1:30 p.m.

**Judge:** Honorable Edward J. Davila

**Courtroom:** 4, 5th Floor

1 I, Rajeev Gupta, declare as follows:

2 1. I am an attorney licensed to practice in the District of Columbia and admitted pro hac vice to  
3 practice before this Court, and am a partner with Finnegan, Henderson, Farabow, Garrett & Dunner,  
4 LLP, counsel of record for OpenTV, Inc., NagraVision S.A., and Nagra France S.A.S, in the above-  
5 entitled action.

6 2. I have personal knowledge of the facts contained in this Declaration, and if called upon to do  
7 so, I could and would testify competently thereto.

8 3. I submit this Declaration in support of Plaintiffs' Reply Claim Construction Brief.

9 4. Attached as Exhibit 16 is a true and correct copy of copy of an excerpt from the United States  
10 Patent and Trademark Office prosecution history for U.S. Patent No. 6,233,736 including an  
11 Interview Summary dated October 27, 2000, Bates stamped OPENTV2008-00001620.

12 5. Attached as Exhibit 17 is a true and correct copy of an excerpt from the United States Patent  
13 and Trademark Office prosecution history for U.S. Patent No. 6,233,736 including the Notice of  
14 Allowability dated December 19, 2000, Bates stamped OPENTV2008-00001634 - OPENTV2008-  
15 00001635.

16 6. Attached as Exhibit 18 is a supplemental expert declaration of Dr. Kevin Almeroth.

17 7. I declare under penalty of perjury under the laws of the United States that the foregoing is  
18 true and correct and that this declaration was executed on April 19, 2016, at Palo Alto, CA.

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By: /s/ Rajeev Gupta  
Rajeev Gupta

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