

**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN JOSE**

IN RE: PERSONALWEB TECHNOLOGIES, LLC
et al., PATENT LITIGATION

**MULTI-DISTRICT LITIGATION
Case No. 5:18-md-02834-BLF**

PERSONALWEB TECHNOLOGIES, LLC, a Texas
limited liability company, and

**DECLARATION OF CHRISTOPHER
T. MCWHINNEY IN SUPPORT OF
VICE MEDIA, LLC'S
ADMINISTRATIVE
MOTION TO APPEAR
TELEPHONICALLY FOR MOTION
HEARING AND CASE
MANAGEMENT CONFERENCE**

LEVEL 3 COMMUNICATIONS, LLC, a Delaware
limited liability company,

Plaintiffs,

Case No. 5:18-cv-05970-BLF

v.

VICE MEDIA, LLP, a Delaware Corporation,

Defendant.

DECLARATION OF CHRISTOPHER T. MCWHINNEY

I, Christopher T. McWhinney, hereby declare as follows:

1. I am an attorney admitted to practice before this Court pro hac vice and a partner of Sullivan & Worcester LLP, counsel of record for Defendant Vice Media, LLC in the above captioned cases. I have personal knowledge of the matters stated below and, if called as a witness, I could competently testify thereto.

2. Christopher T. McWhinney, attorney of record for Vice Media, LLC, resides in the Washington, DC area.

3. Live appearances by the above-mentioned counsel for Vice Media, LLC are not feasible because of the time and expense involved, requiring numerous hours of travel and an overnight stay.

4. As one of the customer cases currently stayed while the Court proceeds with the Amazon DJ action, Vice Media, LLC anticipates limited involvement required of its counsel at the Kessler Motion Hearing and Further Case Management Conference scheduled to be held February 28, 2019 at 1:30 p.m.

5. Counsel for Vice Media, LLC has inquired whether Plaintiffs object to this request and have been informed that Plaintiffs do not object.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct, and that this declaration is executed on February 27, 2019 at Washington, DC.

Date: February 27, 2019

By: /s/ Christopher T. McWhinney
Christopher T. McWhinney

Certificate of Service

I hereby certify that this document(s) filed through the ECF system will be sent electronically to the registered participants as identified on the Notice of Electronic Filing (NEF) and paper copies will be sent to those indicated as non registered participants on February 27, 2019.

/s/ Christopher T. McWhinney
Christopher T. McWhinney