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10 Attorneys for Plaintiffs AMAZON.COM, INC.  
11 and AMAZON WEB SERVICES, INC.

12 IN THE UNITED STATES DISTRICT COURT  
13 FOR THE NORTHERN DISTRICT OF CALIFORNIA  
14 SAN JOSE DIVISION  
15

16 IN RE: PERSONALWEB TECHNOLOGIES,  
17 LLC ET AL., PATENT LITIGATION,

Case No.: 5:18-md-02834-BLF

18 AMAZON.COM, INC., and AMAZON WEB  
SERVICES, INC.,

Case No.: 5:18-cv-00767-BLF

19 Plaintiffs,

20 v.

21 PERSONALWEB TECHNOLOGIES, LLC and  
LEVEL 3 COMMUNICATIONS, LLC,

**DECLARATION OF  
J. DAVID HADDEN IN SUPPORT OF  
RESPONSIVE CLAIM CONSTRUCTION BRIEF OF AMAZON.COM INC.,  
AMAZON WEB SERVICES, INC. AND  
TWITCH INTERACTIVE, INC.**

22 Defendants.

23 PERSONALWEB TECHNOLOGIES, LLC and  
24 LEVEL 3 COMMUNICATIONS, LLC,

25 Counterclaimants,

26 v.

27 AMAZON.COM, INC., and AMAZON WEB  
SERVICES, INC.,

28 Counterdefendants.

FENWICK & WEST LLP  
ATTORNEYS AT LAW

1 PERSONALWEB TECHNOLOGIES, LLC, A  
2 Texas limited liability company, and  
3 LEVEL 3 COMMUNICATIONS, LLC, a Dela-  
4 ware limited liability company,  
5  
6 Plaintiffs,  
7  
8 v.  
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10 TWITCH INTERACTIVE, INC. a Delaware cor-  
11 poration,  
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13 Defendants.  
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Case No. 5:18-cv-05619-BLF

FENWICK & WEST LLP  
ATTORNEYS AT LAW  
MOUNTAIN VIEW

1 I, J. David Hadden, hereby declare as follows:

2 I am an attorney duly licensed to practice law in the state of California and am a partner  
3 with the law firm of Fenwick & West LLP, counsel for Amazon.com, Inc., and Amazon Web Ser-  
4 vices, Inc. (collectively “Amazon”) in the above-captioned actions. I have personal knowledge of  
5 the facts set forth in this declaration.

6 1. Attached hereto as **Exhibit 1** is a true and correct copy of excerpts of the ’791 Pa-  
7 tent File History, August 29, 1997 Response to Office Action.

8 2. Attached hereto as **Exhibit 2** is a true and correct copy of Patent Owner’s Re-  
9 sponse to IPR2013-00596 (Paper 15).

10 3. Attached hereto as **Exhibit 3** is a true and correct copy of the Brief of Personal-  
11 Web, Case No. 18-1599, Dkt. 15 (Fed. Cir. May 31, 2018).

12 4. Attached hereto as **Exhibit 4** is a true and correct copy of Patent Owner’s Re-  
13 sponse to IPR2014-00058 (Paper 19).

14 5. Attached hereto as **Exhibit 5** is a true and correct copy of the Memorandum Opin-  
15 ion and Order, *PersonalWeb Techs., LLC v. IBM Corp.*, No. 6:12-cv-661-JRG, Dkt. 103 (E.D.  
16 Tex. Mar. 11, 2016).

17 6. Attached hereto as **Exhibit 6** is a true and correct copy of excerpts of the Memo-  
18 randum Opinion and Order, *PersonalWeb Techs., LLC v. Amazon.com Inc.*, No. 6:11-cv-00658,  
19 Dkt. 140 (E.D. Tex. Aug. 5, 2013).

20 7. Attached hereto as **Exhibit 7** is a true and correct copy of excerpts of the ’310 Pa-  
21 tent File History, June 24, 2010 Notice of Allowance.

22 8. Attached hereto as **Exhibit 8** is a true and correct copy of the Brief of Personal-  
23 Web, Case No. 14-1602, Dkt. 29 (Fed. Cir. Nov. 12, 2014).

24 9. Attached hereto as **Exhibit 9** is a true and correct copy of Patent Owner’s Prelimi-  
25 nary Response to IPR2013-00596 (Paper 8).

26 10. Attached hereto as **Exhibit 10** is a true and correct copy of Patent Owner’s Prelim-  
27 inary Response to IPR2013-00084 (Paper 9).

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