

1 MICHAEL J. ZINNA
2 mzinna@kelleydrye.com
3 DAVID G. LINDENBAUM
4 dlindenbuam@kelleydrye.com
5 **KELLEY DRYE & WARREN LLP**
6 101 Park Avenue
7 New York, NY 10178
8 Telephone: 212-808-7800
9 Facsimile: 212-808-7897

10 Attorneys for Defendant
11 Kickstarter, PBC

12 **UNITED STATES DISTRICT COURT**
13 **NORTHERN DISTRICT OF CALIFORNIA**

14 **SAN JOSE**

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

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

18 PersonalWeb Technologies, LLC and
19 Level 3 Communications, LLC

Case No. 5:18-cv-03997-BLF

20 Plaintiffs,

21 v.

22 Kickstarter, PBC

23 Defendant.

**DECLARATION OF MICHAEL J.
ZINNA IN SUPPORT OF
KICKSTARTER'S
ADMINISTRATIVE MOTION TO
APPEAR TELEPHONICALLY FOR
THE CLAIM CONSTRUCTION
TUTORIAL**

DECLARATION OF MICHAEL J. ZINNA

I, Michael J. Zinna, hereby declare as follows:

1. I am a member of the law firm of Kelley Drye & Warren LLP, located at 101 Park Avenue, New York, New York 10178, attorneys for Defendant Kickstarter, PBC (“Kickstarter”) in the above-captioned action. I submit this declaration in support of Kickstarter’s Administrative Motion to appear telephonically to the Claim Construction Tutorial to be held May 2, 2019 at 2:00 p.m.

2. I am located in New York, New York and the Claim Construction Tutorial is being held in San Jose, California. Appearing telephonically will avoid the expense and burden of long distance travel to San Jose, California.

3. Kickstarter is one of the customer cases currently on hold while the Court proceeds with the representative customer case against Twitch Interactive, therefore, Kickstarter anticipates limited involvement required of its counsel at the Claim Construction Tutorial.

4. Counsel for Kickstarter 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 April 26, 2019 at New York, New York.

Dated: April 26, 2019

By: /s/ Michael J. Zinna
Michael J. Zinna
Attorneys for Defendant KICKSTARTER