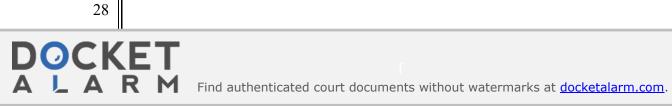
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16	UNITED STATES DISTRICT COURT		
17	NORTHERN DISTRICT OF CALIFORNIA		
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19	APPLIED MATERIALS, INC.,	CASE NO. 5:20-cv-09341-EJD	
20	Plaintiff,	DECLARATION OF PHILIP OU IN SUPPORT OF APPLIED MATERIALS, INC.'S OPPOSITION TO DEMARAY LLC'S MOTION TO ENLARGE TIME TO RESPOND	
21	vs.		
22	DEMARAY LLC,		
23	Defendant.		
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25			
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27			
28			



I, Philip Ou, hereby declare as follows:

- 1. I am a partner with the law firm Paul Hastings LLP, counsel for the Plaintiff Applied Materials, Inc. ("Applied") in the above captioned matter. I am counsel for Applied's customers, Intel and Samsung, in Demaray's lawsuits against them in the Western District of Texas. I have personal knowledge of the facts contained in the declaration and, if called upon to do so, I could and would testify competently to the matters set forth herein. I submit this declaration in support of Applied's Opposition To Demaray LLC's Motion To Enlarge Time To Respond.
- 2. In Demaray's lawsuits against Intel and Samsung, Demaray has alleged that the claim required "narrow band rejection filter" can "be located in match circuits, combiners boxes, the power source hosing, cables or cable connects, among other locations that are coupled between the pulsed DC power supply and the target area" and identified components in certain PVD chambers not even in this location (*e.g.*, an RF match connected to the substrate). An example of these contentions can be found at Dkt. No. 37-12, Sealed Exhibit C at pgs. 29-30 (Demaray's February 5, 2021 supplemental infringement contentions to Intel for the '276 patent.) Demaray has maintained substantially similar allegations in multiple supplementations to its infringement contentions in Texas, including as recently as this month.
- 3. On January 7, 2022, Applied produced a bill of materials for its PVD chamber types having a DC power supply connected to the target and RF bias supply connected to the substrate, which Demaray agreed to as the configurations it sought in discovery for Applied's declaratory judgment claims of non-infringement. Applied did not limit this production to PVD chambers sold to Intel and Samsung or only ones accused in the Texas customer suits. On March 7, 2022, counsel for Demaray sent correspondence to me asking to confirm that the document produced was a complete list of those PVD chambers. I responded with confirmation.

I declare under penalty of perjury that the foregoing is true and correct.

DATED: March 28, 2022

By: /s/ Philip Ou Philip Ou

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