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16 UNITED STATES DISTRICT COURT  
 17 SOUTHERN DISTRICT OF CALIFORNIA

18 WI-LAN, INC.,  
 19 Plaintiff,  
 20 v.  
 21 APPLE INC.,  
 22 Defendant.

23  
24  
25 AND RELATED  
26 COUNTERCLAIMS  
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28

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CASE NO. 3:14-cv-1507-DMS-BLM  
(consolidated);

CASE NO. 3:14-cv-02235-DMS-BLM  
(lead case)

**DECLARATION OF SEAN C. CUNNINGHAM IN SUPPORT OF APPLE INC.'S MOTION TO STRIKE NEW OPINIONS IN THE STANWOOD SUPPLEMENTAL EXPERT REPORT**

Date: July 20, 2018  
 Time: 1:30 pm  
 Dept.: 13A  
 Judge: Hon. Dana M. Sabraw  
 Magistrate Judge: Hon. Barbara L. Major

1 I, Sean C. Cunningham, declare:

2 1. I am a partner with the law firm of DLA Piper LLP (US), counsel of  
3 record for Apple Inc. (“Apple”) in this case. I have personal knowledge of the facts  
4 set forth in this declaration and, if called as a witness, could and would testify  
5 competently to these facts under oath.

6 2. Attached as Exhibit A is a true and correct copy of excerpts of  
7 Defendant Wi-LAN Inc.’s Supplemental Responses to Apple’s Interrogatory Nos.  
8 14, 15, 16, dated February 16, 2018.

9 3. Attached as Exhibit B is a true and correct copy of excerpts from the  
10 Validity Report of Ken Stanwood on U.S. Patent Nos. 8,311,040; 8,462,723;  
11 8,457,145; 8,615,020; 8,462,761; 8,537,757, dated March 15, 2018.

12 I declare under penalty of perjury under the laws of the State of California  
13 and the United States of America that the foregoing is true and correct.

14 Executed on July 6, 2018 at San Diego, California.

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/s/ Sean C. Cunningham  
Sean C. Cunningham

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**CERTIFICATE OF SERVICE**

I hereby certify that on July 6, 2018, I electronically transmitted the attached document to the Clerk’s Office using the CM/ECF System for filing and transmittal of a Notice of Electronic Filing to the CM/ECF registrants.

/s/ Sean C. Cunningham  
Sean C. Cunningham

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