

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

GODO KAISHA IP BRIDGE 1,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 16-290 (MN)
)	
OMNIVISION TECHNOLOGIES, INC.)	
)	
Defendant.)	

**DECLARATION OF SAMUEL E. JOYNER IN SUPPORT OF IP BRIDGE’S
MOTION TO AMEND SCHEDULING ORDER**

I, Samuel E. Joyner, make this declaration in support of IP Bridge’s Motion to Amend Scheduling Order and certify as follows:

1. My name is Samuel E. Joyner. I am more than twenty-one years old, of sound mind, and fully capable of making this declaration. I am a graduate of the U.S. Military Academy at West Point, New York. Before attending law school, I served in the U.S. Army as an Airborne Infantry Ranger. I was honorably discharged from active duty service as a Captain. I have never been convicted of a felony or misdemeanor involving moral turpitude. I was conferred the degree of Doctor of Jurisprudence from The University of Tulsa College of Law in 2002, and I received my license from the State Bar of Texas in November 2002. I am a partner at the law firm of Shore Chan DePumpo LLP in Dallas, Texas, and one of the attorneys representing Godo Kaisha IP Bridge 1 in an action styled *Godo Kaisha IP Bridge 1 v. OmniVision Technologies, LLC*, No. 1:16-cv-00290 (MN), in the United States District Court for the District of Delaware. I have personal knowledge of the facts set forth in this declaration and am competent to testify thereto.

2. On March 5, 2018, OmniVision served Defendant OmniVision Technologies, Inc.’s Responses and Objections to Plaintiff Godo Kaisha IP Bridge 1’s First Set of Interrogatories

(NOS. 1-10). A true and correct copy of Defendant OmniVision Technologies, Inc.'s Responses and Objections to Plaintiff Godo Kaisha IP Bridge 1's First Set of Interrogatories (NOS. 1-10) is attached hereto as Exhibit 1.

3. By the end of March 2018, OmniVision had produced 146 documents, which only concerned 13 of the 114 accused products.

4. By August 29, 2018, when depositions discovery opened, OmniVision had only produced 174 documents. But those documents did not include the requested damages information or the required core technical documents.

5. On October 3, 2018, OmniVision's counsel agreed to provide certain damages information by October 26, 2018, while asserting that OmniVision would not produce core technical documents for all accused products.

6. On October 10, 2018, OmniVision served Defendant OmniVision Technologies, Inc.'s Objections and Responses to Plaintiff's Second Set of Requests for Production to Defendant (NOS. 13-27). The next day, on October 11, 2018, OmniVision served Defendant OmniVision Technologies, Inc.'s Objections and Responses to Plaintiff's Third Set of Requests for Production to Defendant (NOS. 28-40). True and correct copies of Defendant OmniVision Technologies, Inc.'s Objections and Responses to Plaintiff's Second Set of Requests for Production to Defendant (NOS. 13-27) and Defendant OmniVision Technologies, Inc.'s Objections and Responses to Plaintiff's Third Set of Requests for Production to Defendant (NOS. 28-40) are attached hereto as Exhibits 2 and 3 respectively.

7. The table below reflects OmniVision's document production to date and demonstrates OmniVision failed to discharge its discovery obligations under the Scheduling Order.

Bates Range	# of Docs	# of Pages	Produced	Summary of Content
IPB1-OMNI 00000001 - 00007150	59	7150	Dec 2017	Product and marketing requirement documents for approximately eight accused products
IPB1-OMNI 00007151 - 00008657	87	1,507	Mar 2018	References cited in invalidity contentions
IPB1-OMNI 00008658 - 00008711	13	54	May 2018	Extrinsic evidence to be cited in claim construction briefing and one CMOS development agreement
IPB1-OMNI 00008712 - 00008751	2	40	Jun 2018	Extrinsic evidence to be cited in claim construction briefing
IPB1-OMNI 00008752 - 00011180	13	2,429	Aug 2018	Product and marketing requirement documents for approximately four accused products
IPB1-OMNI 00011181 - 00030109		18,929	Oct 1, 2018	Public financial filings from period before OVT went private; one terms and conditions document; patent documents; product release announcements
IPB1-OMNI 00030110 - 00043005	1550	12,896	Oct 8, 2018	Press releases; product data sheets; product briefs; certain manufacturer agreements; selected sales orders for three US companies and spreadsheet of alleged US sales; distributor agreements with three or four distributors; and patent license, settlement, and assignment agreements involving Cal Tech, Kodak, and Ziptronix; and patent documents related to said agreements.

8. As reflected in the table above, only this month, OmniVision produced 1,550 documents, which constitutes 90% of its production. Specifically, OmniVision refused to produce core technical document for the 114 accused products by December 3, 2017 or August 28, 2018.

I declare under penalty of perjury pursuant to 28 U.S.C. § 1746 the foregoing is true and correct to the best of my knowledge. Executed on October 19, 2018 in Dallas, Texas.



Samuel E. Joyner

Exhibit 1

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