**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ACCELERATION BAY LLC,	)
	) C.A. No. 16-453 (RGA)
Plaintiff,	)
	)
v.	)
	)
ACTIVISION BLIZZARD, INC.,	)
	)
Defendant.	)
	)
	)
	)

**DECLARATION OF MICHAEL MITZENMACHER, PH.D.
IN SUPPORT OF PLAINTIFF ACCELERATION BAY LLC.' S
<u>MOTIONS FOR SUMMARY JUDGMENT</u>**

I, Michael Mitzenmacher, Ph.D., hereby declare as follows:

1.   I am the Thomas J. Watson, Sr. Professor of Computer Science in the School of Engineering and Applied Sciences at Harvard University, and have been retained by counsel for Plaintiff Acceleration Bay, LLC ("Acceleration Bay") to serve as an expert witness in the above-captioned action.

2.   I submit this declaration in support of Acceleration Bay's Motions for Summary Judgment.

3.   Attached to Acceleration Bay's Motions for Summary Judgment Brief are true and correct copies (or excerpts thereof) of my (1) Expert Report Regarding Infringement by Activision Blizzard, Inc. of U.S. Patent Nos. 6,701,344, 6,829,634, 6,732,147, 6,714,966, 6,920,497 and 6,910,069 dated September 25, 2017 ("Opening Report), (2) November 7, 2017 markup of excerpts of my Opening Report with red highlighting indicating withdrawn citations; (3) Reply Expert Report Regarding Infringement by Activision Blizzard, Inc. of U.S. Patent Nos. 6,701,344, 6,829,634, 6,732,147, 6,714,966, 6,920,497 and 6,910,069 dated December 14, 2017, and (4) Supplemental Reply Expert Report Regarding Infringement by Activision Blizzard, Inc. of U.S. Patent Nos. 6,701,344, 6,829,634, 6,732,147, 6,714,966, 6,920,497 and 6,910,069 dated January 2, 2018.

4.   I also understand that Acceleration Bay will submit a copy of its summary judgment papers with hyperlinks linking to complete true and accurate copies of the above reports.

5.   I incorporate by reference the opinions set forth in my expert reports in the above referenced matter, and swear to their contents, as if fully set forth herein.

6.   The statements and opinions set forth in my expert reports for this case are true and accurate based on my personal knowledge and professional experience. My expert reports also accurately reflect the facts and circumstances described therein.

7.   I expect to testify at trial in this action regarding the opinions set forth in my expert reports, as well as on any other issues for which I have submitted or will submit an expert report in this action.

I declare under penalty of perjury of the laws of the United States that the foregoing is true and correct to the best of my knowledge.

Executed this 2nd day of February, 2018.

_____
Michael Mitzenmacher, Ph.D.