

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

ACCELERATION BAY LLC,)	
)	
Plaintiff,)	
)	C.A. No. 16-454-RGA
v.)	
)	PUBLIC VERSION
ELECTRONIC ARTS INC.,)	
)	
Defendant.)	

**DECLARATION OF PAUL J. ANDRE IN SUPPORT OF PLAINTIFF
ACCELERATION BAY LLC.'S REPLY BRIEF IN SUPPORT OF
ITS SUMMARY JUDGMENT AND DAUBERT MOTIONS**

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Dated: April 27, 2018
Public version dated: May 7, 2018

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I, Paul J. Andre, hereby declare as follows:

1. I am an attorney with the law firm Kramer Levin Naftalis & Frankel LLP, counsel of record for Plaintiff Acceleration Bay LLC (“Acceleration Bay”). I have personal knowledge of the facts set forth in this declaration and can testify competently to those facts. I submit this declaration in support of Acceleration Bay’s Reply Brief in Support of its Summary Judgment and *Daubert* Motions.

2. Attached hereto as Exhibit 109 is a true and correct copy pages 88 and 89 from the transcript of the deposition of Alan Poon, taken on April 26, 2017.

3. Attached hereto as Exhibit 110 is a true and correct copy of page 220 from the transcript of the deposition of David O’Neill, taken on March 9, 2017.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct. Executed on April 27, 2018, in Menlo Park, California.

/s/ Paul J. Andre
Paul J. Andre