

# EXHIBIT C

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

NETWORK-1 TECHNOLOGIES, INC.,

Plaintiff,

vs.

GOOGLE LLC AND YOUTUBE, LLC,

Defendants.

Case No. 1:14-CV-02396-PGG-SN

Case No. 1:14-CV-09558-PGG-SN

**Expert Rebuttal Report of Dr. Gregory K. Leonard**



negotiation, and it is not possible to reliably adjust to account for dissimilarities, then the license should not be used as a comparable.

**a. License Agreement Between [REDACTED] and Mirror Worlds**

100. A potentially comparable license is the agreement between [REDACTED] and Mirror Worlds. The agreement grants [REDACTED] a license under the “Mirror Worlds Patents,”<sup>205</sup> which is defined as all patents and patent applications in all jurisdictions worldwide that are assigned to or owned by Mirror Worlds and Network-1.<sup>206</sup> The agreement covers 39 issued U.S. patents and 15 U.S. applications. The Patents-in-Suit represent three of the patents in the licensed portfolio.<sup>207</sup> The agreement went into effect on July 8, 2016, and will remain effective [REDACTED]

[REDACTED].<sup>208</sup> [REDACTED] agreed to a [REDACTED] for this license.<sup>209</sup>

101. This agreement shows that Network-1 was willing to license the Patents-in-Suit to a technology company that has a track record for developing new software (including internet) products and powerful platform economies of scope, and could have reasonably expected [REDACTED] to put the licensed Patents-in-Suit into use by developing their own type of content identification system.

102. [REDACTED]’s resources and expanding product offerings are frequently directed toward audio and visual media products. For example, [REDACTED] provided “[REDACTED]” a system of matching a user’s local music collection with the versions of songs that [REDACTED] stored on its cloud.<sup>210</sup> In 2018, [REDACTED] acquired [REDACTED], an app that allows users to

<sup>205</sup> “Settlement and License Agreement,” Agreement between [REDACTED] and Mirror Worlds, July 8, 2016, (“Mirror Worlds Agreement”), § 1.2 (NETWORK1\_014113).

<sup>206</sup> [REDACTED] Mirror Worlds Agreement, § 1.2.

<sup>207</sup> [REDACTED] Mirror Worlds Agreement, Exhibit B-1 and B-2.

<sup>208</sup> [REDACTED] Mirror Worlds Agreement, § 5.1.

<sup>209</sup> [REDACTED] Mirror Worlds Agreement, § 3.1.

<sup>210</sup> “Subscribe to [REDACTED],” [REDACTED], [https://support.\[REDACTED\]](https://support.[REDACTED]).



System outside of the U.S., Google could have accelerated efforts to switch over to the Siberia system.

A handwritten signature in black ink, appearing to read "Gregory K. Leonard".

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Gregory K. Leonard

Dated: February 14, 2020