

PATENT OWNER  
EXHIBIT 2045

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2 IN THE UNITED STATES DISTRICT COURT  
3 FOR THE EASTERN DISTRICT OF TEXAS  
4 CASE NO. 2:07-CV-271-TJW-CE

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AMERANTH, INC.,

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Plaintiff,

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vs.

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MENUSOFT SYSTEMS, CORP., et als.,

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Defendants.

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TRANSCRIPT OF  
VIDEOTAPED DEPOSITION OF JOHN V. HARKER

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TRANSCRIPT of the stenographic

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notes of the proceedings in the

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above-entitled matter, as taken by and

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before TAB PREWETT, a Registered

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Professional Reporter, a Certified

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Shorthand Reporter, a Certified LiveNote

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Reporter, and Notary Public, held at the

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Offices of LOCKE, LORD, BISSELL & LIDDELL,

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LLP, 3 World Financial Center, New York,

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New York 10281-2101, on Monday, May 3,

24 2010, commencing at 12:30 p.m.

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2 A P P E A R A N C E S:

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ALSO PRESENT:

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LOCKE, LORD,  
BISSELL & LIDDELL, LLP  
BY: JOHN W. OSBORNE, ESQ.  
3 World Financial Center  
New York, New York 1028-2101  
Attorneys for the Plaintiff

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Attorneys for the Defendants

Ilitch Peters, Videographer

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Elisa Dreier Reporting Corp. (212) 557-5558  
950 Third Avenue, New York, NY 10022▲  
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John V. Harker

P R O C E E D I N G S

THE VIDEOGRAPHER: This is tape  
number one of the videotaped  
deposition of Mr. John V. Harker in  
the matter of Ameranth, Incorporated,  
plaintiff, versus Menusoft Systems  
Corporation, et al., defendants, in  
the United States District Court for  
the Eastern District of Texas, case  
number 2:07-CV-271-TJW-CE.

This deposition is being held  
at firm Locke, Lord, Bissell &  
Liddell, 3 World Financial Center, on  
May 3rd, 2010, at approximately  
12:33 p.m. My name is Ilitch Peters  
from the firm of Elisa Dreier

18 Harker - Depo 0503amer  
Reporting Corporation, and I am the  
19 legal video specialist. The court  
20 reporter is Tab Prewett in association  
21 with Elisa Dreier Reporting  
22 Corporation, located at 950 Third  
23 Avenue, New York, New York. For the  
24 record will counsel please introduce  
25 themselves.

Elisa Dreier Reporting Corp. (212) 557-5558  
950 Third Avenue, New York, NY 10022▲

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1 John V. Harker

2 MR. OSBORNE: John Osborne,  
3 from Locke Lord, for plaintiff  
4 Ameranth.

5 MR. DELFLACHE: Marc Delflache  
6 from Fulbright & Jaworski for the  
7 defendants.

8 THE VIDEOGRAPHER: Now, will  
9 the court reporter please swear in the  
10 witness.

11 J O H N V. H A R K E R,  
12 residing at 72 Colonel Enoch Drive,  
13 Carmel, New York 10512,

14 DIRECT EXAMINATION BY MR. DELFLACHE:

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