

Filed on behalf of Microsoft Corporation

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION
Petitioner

v.

PROXYCONN, INC.
Patent Owner

Case IPR2012-00026 (TLG)
Patent 6,757,717 B1

**DECLARATION OF MUNG TAM AS SUPPLEMENTAL
EVIDENCE IN RESPONSE TO PROXYCONN, INC.'S
OBJECTIONS TO PETITIONER'S EXHIBITS 1001-1018**

**MICROSOFT
EXHIBIT 1020**
Microsoft v. Proxyconn
IPR2012-00026 (TLG)

I, Mung Tam, declare as follows:

1. I am over 18 years of age, a paralegal employed by Klarquist Sparkman, LLP, lead counsel for Petitioner Microsoft Corporation, and I make this declaration based on my own knowledge, personal experience, and belief. If called upon, I can competently testify to the facts stated in this declaration.

2. This declaration is submitted as supplemental evidence, pursuant to 37 C.F.R. § 42.64(b)(2), in support of the instituted inter partes review, *Microsoft Corporation v. Proxyconn, Inc.*, Case No. IPR2012-00026 (TLG), and in response to Proxyconn Inc.'s Objections to Petitioner's Exhibits 1001-1018.

3. On September 18, 2012, Microsoft Corporation filed a Petition for Inter Partes Review of U.S. Patent No. 6,757,717 ("IPR2012-00026"). Filed concurrently with Microsoft's Petition were Exhibits 1001-1018.

4. Exhibit 1008 is a true and correct copy of a Microsoft Corporation document titled "[MS-RDC] – v20120705, Remote Differential Compression Algorithm Specification," dated July 5, 2012. This document was referenced in Exhibit 1009, pages 12-23, and is a business record maintained in the ordinary course of Microsoft's business.

5. Exhibit 1009 is a true and correct copy of Defendant Microsoft Corporation's Response to Plaintiff Proxyconn Inc.'s First Set of Interrogatories

Declaration Of Mung Tam
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with supporting Exhibits A-B and E, dated July 25, 2012. Exhibits C-D have been omitted. Microsoft served these interrogatory responses on July 25, 2012 in the concurrent litigation, *Proxyconn Inc. v. Microsoft Corporation, et al.*, Case No. SA CV11-1681 DOC (JPRx) [consolidated with Case Nos. SA CV11-1682 DOC (JPRx), SA CV11-1683 DOC (JPRx), and SA CV11-1684 DOC (JPRx)], pending in the U.S. District Court for the Central District of California (the “’717 Concurrent Litigation”). Exhibit 1019 is a true and correct copy of the verification of the interrogatory responses, signed by Microsoft representative David M. Howard on August 13, 2012.

6. Exhibit 1010 is a true and correct copy of Microsoft’s Supplemental Exhibit E to Defendants’ Supplemental Interrogatory Response, dated August 15, 2012. Microsoft served these supplemental interrogatory responses on August 15, 2012 in the ’717 Concurrent Litigation.

7. Exhibit 1011 is a true and correct copy of Plaintiff Proxyconn Inc.’s Objections and Responses to Defendant Microsoft Corporation’s First Set of Interrogatories, dated September 4, 2012. Proxyconn served these interrogatory objections and responses on Microsoft on September 4, 2012 in the ’717 Concurrent Litigation.

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8. Exhibit 1012 is a true and correct copy of Plaintiff Proxyconn Inc.'s Second Amended Consolidated Complaint for Patent Infringement and supporting Exhibit B, dated July 16, 2012. Exhibit A has been omitted. Proxyconn filed this complaint in the '717 Concurrent Litigation, as Docket No. 77, and a notice was emailed via the court's ECF system on July 17, 2012.

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

Executed this 18th day of January, 2013 in Portland, Oregon.



Mung Tam

Declaration Of Mung Tam

Certificate of Service in Compliance With 37 C.F.R. § 42.6(e)(4)

The undersigned certifies that a complete copy of this Declaration of Mung Tam as Supplemental Evidence in Response to Proxycconn, Inc.'s Objections to Petitioner's Exhibits 1001-1018 was served on the official correspondence address for the U.S. Patent No. 6,757,717 shown in PAIR and the attorneys of record for Plaintiff in this proceeding and in the concurrent litigation matter:

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via EXPRESS MAIL, on January 18, 2013.

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