

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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CROSSROADS SYSTEMS, INC.  
Patent Owner

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**DECLARATION OF JOHN MIDDLETON**

CROSSROADS EXHIBIT 2250

I, John Middleton, state and declare as follows:

1. I was an employee of Crossroads Systems, Inc. from 1997 until 2001. I started at Crossroads in February of 1997. For most of my tenure at Crossroads I was a vice-president of engineering.
2. During 1997, I worked on the “Verrazano” project, which ultimately became Crossroad’s first storage bridge product. During this time period, I worked with both Geoffrey Hoese and Jeffrey Russell on the Verrazano project. My role on Verrazano was hardware engineering manager.
3. During my employment at Crossroads, including my work on the Verrazano project, I became familiar with Crossroads’ recordkeeping practices. Specifically, I became familiar with Crossroads’ practices regarding the creation, modification, and keeping of documents. Documents related to the Verrazano project, such as presentations, drawings, product specifications, product instructions, reports, and the like, were created by Crossroads employees during the regular course of business.
4. Both during and after the Verrazano project, it was the regular practice of Crossroads’ employees to create such records at or near the time the recorded act, event, condition, or opinion occurred. For example, if a particular drawing were updated or changed, the change was generally noted by inclusion of

a revision date and a description of the reason for the change. If a document was revised, generally this would be reflected by a new revision number and the date of the revision. It was the general practice of Crossroads' personnel to date such documents as of the date the record was created or modified. I do not recall any instance in which documents related to the Verrazano project were dated in the future or the past, and doing so would have been inconsistent with Crossroads' normal practice.

5. It was Crossroads' normal practice that documents and records could only be made or revised by someone with knowledge or based on information transmitted by someone with knowledge. Documents and records like those mentioned in paragraph 3 were regularly made and kept in the course of Crossroads' regularly conducted business activity—specifically, the design and creation of new products.

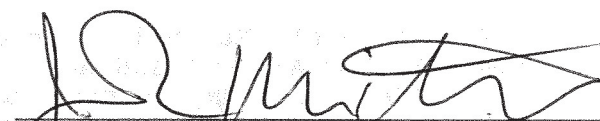
6. The above practices were in place at Crossroads in 1997, and afterwards. During the time I was at Crossroads, Crossroads practices regarding the creation, modification, and keeping of documents and records, as previously stated, did not change.

7. I was at Crossroads when it sued Chaparral Network Storage. I recall gathering documents related to the lawsuit and providing them for Crossroads'

attorneys. When doing so, I made available only true and correct copies of Crossroads' documents, without any changes. I am unaware of anyone making any changes to any documents that were provided to Crossroads' attorneys.

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

Executed on: June 8, 2015

  
John Middleton