

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

SOLOCRON MEDIA, LLC,

Plaintiff,

v.

VERIZON COMMUNICATIONS INC., CELLCO
PARTNERSHIP D/B/A VERIZON WIRELESS,
AT&T INC., AT&T MOBILITY LLC, SPRINT
SPECTRUM L.P., AND T-MOBILE USA, INC.,

Defendants.

Case No. 2:13-cv-1059-JRG

[JURY TRIAL DEMANDED]

DECLARATION OF Lisa Rowilson de Ortiz

I, Lisa Rowilson de Ortiz, declare as follows:

1. I have personal knowledge of the facts set forth herein, and I am competent to testify to the same.
2. I am currently Head of Catalog & Metadata Services for The Library at the University of California, Berkeley (“Berkeley Library”), where I have worked for 7 years. I have been a professional librarian for more than 20 years.
3. I have knowledge of the Berkeley Library’s normal business practices with respect to how the Berkeley Library receives, catalogs, shelves, and makes available to the public journal publications.
4. Attached hereto as **Exhibit A** is a true and accurate copy of the front cover of the November 15, 1999 issue of Nikkei Electronics. It bears a stamp date of January 21,

2000, indicating that Berkeley Library received this issue on or shortly before January 21, 2000.

5. Attached hereto as Exhibit **B** is a true and correct copy of the Nikkei Electronics catalog record.
6. In 2000, it was Berkeley Library's normal business practice to check in journal publications and write the call number on the outside of the issue and date stamp the date of receipt on the front cover. It was Berkeley Library's normal business practice to then place the magazine publication out to be shelved in the current periodicals section. Journal publications would have been displayed in the current periodicals section within 1 to 2 business days of receiving a specific issue.
7. Based on Berkeley Library's business practices at the time, the November 15, 1999 issue of Nikkei Electronics would have been available to the public on the shelf of Berkeley Library's current periodicals section no later than January 24, 2000 or January 25, 2000.
8. The November 15, 1999 issue of Nikkei Electronics is presently available in its entirety from the Berkeley Library via request from storage. The November 15, 1999 issue of Nikkei Electronics is a document that Berkeley Library received in the ordinary course of its regular library activities.
9. Attached hereto as **Exhibit C** is a true and correct copy of pages 110-115 of a copy of the November 15, 1999 issue of Nikkei Electronics, which is available from the Berkeley Library.

10. Attached hereto as **Exhibit D** is a true and correct copy of pages 116-123 of a copy of the November 15, 1999 issue of Nikkei Electronics, which is available from the Berkeley Library.
11. Attached hereto as **Exhibit E** is a true and correct copy of pages 124-131 of a copy of the November 15, 1999 issue of Nikkei Electronics, which is available from the Berkeley Library.

I declare under penalty of perjury that the foregoing is true and correct. Executed on November 26, 2014.

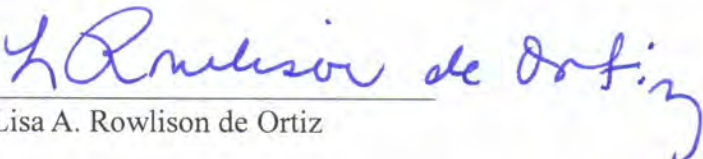

Lisa A. Rowlison de Ortiz

Exhibit A

11-15
1999

EL ELECTRONICS
エレクトロニクス

音楽も,ゲームも,電子商取引も

ケータイが のみ込む

燃料電池車は燃料選定が急務,ハイブリッド車は普及段階へ
DRAM代替をねらう新メモリ「MRAM」

特集「0603」部品の利用には実装技術の改善が必須

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