

February 9, 2017

By Email to CNg@perkinscoie.com and Counsel of Record for IPR2016-00448

Chun M. Ng, Esq.
Perkins Coie LLP
1201 Third Avenue, Suite 4900
Seattle, WA 98101-3099

Re: *Microsoft Corp. v. Bradium Technologies LLC, Inter Partes Review Proceeding IPR2016-00448 (United States Patent 7,908,343) Exhibit 10107*

Counsel:

I write on behalf of Bradium Technologies LLC and Mr. Isaac Levanon regarding Exhibit 1017, “Declaration of Yonatan Lavi,” which Petitioner Microsoft publicly filed in *Inter Partes Review Proceeding IPR2016-00448 (United States Patent 7,908,343)*.

Our preliminary review¹ of Exhibit 1017 indicates that Mr. Lavi’s declaration reveals confidential corporate information regarding which we understand Mr. Lavi is subject to confidentiality obligations based on his employment with GACentral.com, 3DVU, Ltd., and 3DVU, Inc., which Mr. Lavi refers to collectively as “3DVU”.

To allow us to complete an investigation of this issue and reduce, to the extent possible at this point, any prejudice, I write to request that Microsoft Corporation (“Microsoft”) immediately request that Exhibit 1017 be sealed and that the public version of the declaration be expunged.

We further ask that Microsoft, Perkins Coie LLP and Mr. Lavi preserve all documents, including e-mail communications, letters, draft declarations, and agreements regarding Microsoft’s contact with Mr. Lavi that may have resulted in his publicly revealing 3DVU’s confidential corporate information without notice or consent.

It is unclear based on Microsoft’s reply and Mr. Lavi’s declaration whether Perkins Coie LLP is representing Mr. Lavi personally, or whether Perkins Coie LLP is representing only Microsoft. However, as you have clearly been working closely with Mr. Lavi, we ask that you immediately

¹ Although the declaration appears to have been executed on January 31, 2017, we received no notice of the declaration or its contents prior to its public filing by Microsoft, which were sent to counsel of record at 9:44 p.m. Eastern on Monday, February 6, 2017.

forward this correspondence to Mr. Lavi so that he is aware of the need to preserve, and not destroy, relevant documents. Please confirm that you have done this at your earliest opportunity.

Regarding deposition, Bradium requests that Mr. Lavi be made available for deposition in the United States at our New York office at One Broadway, New York, New York, 10004 on March 2, 2017. *See* 37 C.F.R. 42.53; *Square, Inc. v. REM Holdings 3, LLC*, Case No. IPR2014-00312, Paper 37 (PTAB, Dec. 9, 2014) (Order) (declarant residing outside of the United States required to travel to the United States for deposition). Although we will endeavor to complete Mr. Lavi's deposition within a single day, Mr. Lavi should remain available in New York on Friday, March 3, 2017 because, given the volume and nature of the materials in Mr. Lavi's 31-page declaration (which includes six exhibits that total 40 pages), there is a significant chance that his deposition will need to continue on Friday, March 3.

Very truly yours,

/s/ Chris J. Coulson

Chris J. Coulson