

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RUBICON COMMUNICATIONS, LP
Petitioner,

v.

LEGO A/S
Patent Owner.

Case IPR2016-01187
Patent 8,894,066

**DECLARATION OF ELIZABETH A. ALQUIST IN SUPPORT OF
PATENT OWNER'S OPPOSITION TO MOTION TO CORRECT**

LEGO A/S Ex. 2017 Rubicon Communications, LP v. LEGO A/S
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I, Elizabeth A. Alquist, declare the following statements upon my solemn oath:

1. I am counsel of record for the Patent Owner in this proceeding, admitted pro hac vice, and the related litigation involving the challenged patent, *LEGO System A/S v. Rubicon Communications, LP dba Smallworks and Smallworks, LLC*, No. 3:15-cv-00823 (D. Conn. filed May 29, 2015) (the “Connecticut litigation”).
2. I make all statements in this declaration based upon my own personal knowledge in support of the Patent Owner’s Opposition to the Motion to Correct.
3. After months of discovery in the Connecticut litigation, the Patent Owner is not fully aware of the Petitioner’s corporate transactions and identity. As a result, the parties have been and continue to be in discovery disputes regarding Rubicon Communications, LP’s corporate transactions and identities. On December 5, 2016, I deposed James W. Thompson in connection with the Connecticut litigation. Mr. Thompson was designated by Rubicon Communications LP and Smallworks LLC as their corporate representative pursuant to Fed. R. Civ. P. 30(b)(6) on, among others,

the topic of the corporate structure of Petitioner and its related companies.

4. EXHIBIT 2011 is a true and accurate copy of Def.'s Answer, Defenses, and Countercls., *LEGO System A/S v. Rubicon Commc'ns, LP dba Smallworks and Smallworks, LLC*, No. 15-823 (D. Conn. July 31, 2015).
5. EXHIBIT 2012 is a true and accurate copy of Corporate Disclosure Statement, No. 15-823 (D. Conn. July 31, 2015) submitted by the Petitioner.
6. EXHIBIT 2013 is a true and accurate copy of Def.'s Answer, Defenses, and Countercls. to Am. Compl., *LEGO System A/S v. Rubicon Commc'ns, LP dba Smallworks and Smallworks, LLC*, No. 15-823 (D. Conn. Nov. 5, 2015).
7. EXHIBIT 2014 is a true and accurate copy of Def.'s Resp. to Pl.'s First Set of Interrogs. in the Connecticut litigation, served on Aug. 27, 2015.
8. EXHIBIT 2015 is a true and accurate copy of Smallwork's Markman Br., *LEGO System A/S v. Rubicon Commc'ns, LP dba Smallworks and Smallworks, LLC*, No. 15-823 (D. Conn. Mar. 25, 2016).

9. EXHIBIT 2016 is an excerpt of a true and accurate copy of the rough transcript of Deposition of James W. Thompson taken on December 5, 2016.

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patents issued thereon.

SIGNED UNDER THE PENALTIES OF PERJURY, THIS 5th DAY OF
DECEMBER, 2016

/ Elizabeth A. Alquist /

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