



## 1 APPEARANCES:

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Morris, Nichols, Arsht & Tunnell LLP

3 -and-

4 JAMES L. QUARLES, III, ESQ.

JODY MANIER KRIS, ESQ.

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of the District of Columbia Bar

6 Wilmer Hale

For Plaintiffs

7

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-and-

9 BRYAN J. WILSON, ESQ.

10 DANIEL WAN, ESQ.

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11 For Defendant

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1 AFTERNOON SESSION

2 (Reconvened at 1:25 p.m.)

3 THE COURT: You may proceed.

4 MR. QUARLES: Your Honor, just as a  
5 matter of housekeeping. I have the documents that  
6 were used in Dr. Leung's examination. I'm prepared to  
7 either move them in now, move them in at whatever time  
8 appropriate for the Court.

9 MR. WILSON: I don't think we have any  
10 objection to any of them.

11 THE COURT: Why don't you put in a  
12 list and submit it to the register.

13 MR. QUARLES: I'll do that. Thank  
14 you, Your Honor.

15 Miss Kris will do the next witness.

16 MS. KRIS: Plaintiffs call  
17 Dr. Jefferson Foote.

18 JEFFERSON FOOTE, Ph.D., having been  
19 first duly sworn, was examined and testified as  
20 follows:

21 DIRECT EXAMINATION

22 BY MS. KRIS:

23 Q. Please state your name.

24 A. Jefferson Foote.

1 Q. Could you describe your educational  
2 background after high school?

3 A. After high school, I was an  
4 undergraduate at Harvard College from 1973 until 1977.

5 Q. Did you earn a degree there?

6 A. Yes. I received a bachelor's degree  
7 in biochemical sciences.

8 Q. Did you do any research projects while  
9 you were at Harvard?

10 A. Yes.

11 Q. Who did you work with at Harvard on  
12 that project?

13 A. I worked with William N. Lipscomb who  
14 was a professor in the chemistry department.

15 Q. What is Dr. Lipscomb known for?

16 A. He's quite a distinguished chemist  
17 known for his studies on molecular structure and on  
18 quantum mechanics. He received the Nobel Prize in  
19 1976 for that work.

20 Q. What sort of work did you do with him  
21 in his lab?

22 A. I worked on the molecular structure  
23 site studying the three-dimensional structures of  
24 proteins.

1 Q. What did you do after you graduated  
2 from Harvard?

3 A. After I graduated, I worked as a lab  
4 technician at Harvard and then also at Boston College.

5 Q. What projects did you do in the  
6 Harvard laboratory?

7 A. At Harvard I worked with a junior  
8 faculty member named David Dressler, who worked kind  
9 of in the context of a larger group directed by a  
10 senior faculty member named Walter Gilbert.

11 Q. And what sort of projects did you do  
12 in that lab?

13 A. My first project there was an attempt  
14 to clone a gene for an antibody. That would have been  
15 the first instance if it had been successful.

16 Q. In what field is Walter Gilbert known,  
17 the head of that lab?

18 A. Walter Gilbert is a distinguished  
19 molecular biologist. He won the Nobel Prize in 1980.

20 Q. What was the subject of his work that  
21 caused him to earn the Nobel Prize?

22 A. Principally for developing a method of  
23 DNA sequencing.

24 Q. And what kind of DNA sequence work did

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