

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

ALACRITECH, INC. A California corporation,

Plaintiff,

v.

DELL INC., a Delaware corporation,

Defendants.

**Case No. 2:16-cv-693
(Lead Case)
JURY TRIAL DEMANDED**

DECLARATION OF S. CHRISTOPHER KYRIACOU

1. I am an attorney in the Litigation Group at Intel Corporation (“Intel”). I submit this declaration in support of Intel’s Motion to Intervene in this case. I have personal knowledge of the facts stated below and, if called upon to do so, would testify competently thereto.

2. Defendant Dell Inc. (Dell) has asked that Intel indemnify, defend, and hold it harmless from Alacritech Inc.’s (“Alacritech”) claims in this action concerning Intel products, based on an indemnity agreement relating to Dell’s purchases of Intel products.

3. Based on the nature of the claims at issue in this suit, Intel has agreed to defend and partially indemnify Dell against Alacritech’s allegations against Dell products with Ethernet controllers provided by Intel.

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



S. Christopher Kyriacou

Dated: October 27, 2016