

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

MICROSOFT CORP.  
Petitioner,

v.

WORLDS INC.  
Patent Owner  
IPR2021-00277 (Patent No. 8,082,501)

**Declaration of Michael Allen**

I, Michael Allen, declare:

1. I am an Assistant General Counsel at Microsoft Corporation (“Microsoft”). I provide this Declaration in connection with the above-identified *Inter Partes* Review (“IPR”) proceeding. Unless otherwise stated, the facts stated in this Declaration are based on my personal knowledge or based on corporate knowledge.
2. Among other things, I am responsible for overseeing indemnification claims made against Microsoft based on alleged patent infringement and my team maintains records concerning indemnity requests to Microsoft.
3. In preparation of this declaration, I was made aware that Worlds Inc. filed a Complaint on March 30, 2012 against Activision Blizzard, Inc., Blizzard Entertainment, Inc., and Activision Publishing, Inc. (collectively “Activision”). *See Worlds Inc. v. Activision Blizzard, Inc., Blizzard Entertainment, Inc., and Activision Publishing, Inc.*, 1-12-cv-10576 (D. Ma. 2012). I am unaware of any claims for indemnification by Activision against Microsoft related to this litigation, and a search of our records on indemnity requests returns no claims for indemnification by Activision against Microsoft related to this litigation.
4. In preparation of this declaration, I was also made aware that, in 2015, Bungie, Inc. (“Bungie”) prepared and filed a petition for *inter partes* review (“IPR”) against U.S. Patent No. 8,082,501 (“the ’501 patent”). I am unaware of


any claims for indemnification by Bungie against Microsoft related to either the above-noted Activision litigation or Bungie's IPR petition, and a search of our records on indemnity requests returns no claims for indemnification by Bungie against Microsoft related to either the above-noted Activision litigation or Bungie's IPR petition.

5. I am also unaware of any control or funding by Microsoft of the above-noted Activision litigation or Bungie's IPR petition, and a search performed at my direction of Microsoft litigation activity revealed no record of Microsoft controlling or funding the defense of the above-noted Activision litigation or Bungie's IPR petition.

6. In preparation of this declaration, I was also made aware that Worlds Inc. filed a Complaint on September 25, 2020 against Microsoft Corporation. *See Worlds Inc. v. Microsoft Corporation*, 6:20-cv-872 (W.D. Tex. 2020). After a reasonable investigation into Microsoft's litigation activity related to that case, I have not identified any evidence that Microsoft sought indemnification from either Bungie or Activision related to the Worlds litigation against Microsoft, or that either Bungie or Activision controlled or funded the Worlds litigation against Microsoft. Additionally, my investigation did not identify any evidence that either Bungie or Activision controlled or funded the IPR petition that is being filed by Microsoft against Worlds.

7. I 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 that these statements were 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.

Dated: November 20, 2020

  
Michael Allen