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

TOUCHSTREAM TECHNOLOGIES, INC.,

Plaintiff,

v.

CHARTER COMMUNICATIONS, INC., et al.,

Defendants.

TOUCHSTREAM TECHNOLOGIES, INC., Plaintiff,

v.

COMCAST CABLE COMMUNICATIONS, LLC, d/b/a XFINITY, et al.,

Defendants.

Lead Case No. 2:23-cv-00059-JRG Member Case No. 2:23-cv-00062-JRG

DECLARATION OF ALENA FARBER IN SUPPORT OF COMCAST'S MOTION TO STRIKE CERTAIN OPINIONS OF DR. KEVIN ALMEROTH

I, Alena Farber, declare as follows pursuant to 28 U.S.C. § 1746:

I am an attorney admitted to practice before this Court and an attorney at Davis Polk & Wardwell LLP, counsel in the above-captioned matter for Defendants Comcast Cable Communications, LLC, d/b/a Xfinity, Comcast Corporation, Comcast Cable Communications Management, LLC, and Comcast of Houston, LLC (collectively, "Comcast"). I submit this declaration in support of the Reply in support of Comcast's Motion to Strike Certain Opinions of Dr. Kevin Almeroth (the "Reply").

I have attached to this declaration an exhibit on which Comcast relies in support of the Reply. Pursuant to Local Rule CV-7(b), I have highlighted the cited-to portions of the underlying material in preparing this exhibit.



1. Attached hereto as Exhibit 8 is a true and correct copy of correspondence between counsel of record, dated January 8, 2024.

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

Executed on: August 27, 2024

New York, New York