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

MAXELL LTD.,		
ZTE (USA) INC.,	Plaintiff, v.	Case No. 5:16-cv-00179-RWS JURY TRIAL DEMANDED
	Defendants.	

DECLARATION OF SARA J. O'CONNELL IN SUPPORT OF DEFENDANT ZTE (USA), INC.'S RESPONSE IN OPPOSITION TO PLAINTIFF MAXELL, LTD.'S POST-TRIAL MOTIONS AND RENEWED MOTION FOR JUDGMENT AS A MATTER OF LAW

I, Sara J. O'Connell, hereby submit this Declaration in support of Defendant ZTE (USA), Inc.'s response in opposition to Plaintiff Maxell, Ltd.'s ("Plaintiff" or "Maxell") Post-Trial Motions and Renewed Motion for Judgment as a Matter of Law ("JMOL"). I have actual knowledge of the statements made herein, and could and would testify to said facts if called to do so in a court of law

Motions and Renewed Motion for Judgment as a Matter of Law ("JMOL"). I have actual		
knowledge of the statements made herein, and could and would testify to said facts if called to		
so in a court of law.		
1.	The document attached as Exhibit A is a true and correct copy of	
2.	The document attached as Exhibit B is a true and correct copy of	
3.	The document attached as Exhibit C is a true and correct copy of ZTE closing	
remarks slide		



4.	The document attached as Exhibit D is a true and correct copy of
5.	The document attached as Exhibit E is a true and correct copy of
6.	The document attached as Exhibit F is a true and correct copy of Scott Andrews's
_	emonstratives, DX-196-5 The decorporate attached as Exhibit C is a true and correct conv. of
7.	The document attached as Exhibit G is a true and correct copy of
8.	The document attached as Exhibit H is a true and correct copy of
9.	The document attached as Exhibit I is a true and correct copy of an email from K.
Levy to H. W	Visnia, June 14, 2018
10.	The document attached as Exhibit J is a true and correct copy of an email from H.
Wisnia to T.	Fussell, dated June 12, 2018
11.	The document attached as Exhibit K is a true and correct copy of an email from T
Miller to N. 0	Cunningham, dated May 21, 2018
12.	The document attached as Exhibit L is a true and correct copy of
13.	The document attached as Exhibit M is intentionally blank.
14.	The document attached as Exhibit N is a true and correct copy of
15.	The document attached as Exhibit O is a true and correct copy of



- 16. The document attached as Exhibit P is a true and correct copy of
- 17. The document attached as Exhibit Q is a true and correct copy of excerpts from Maxell's slide deck PDX001, used by Maxell during its opening statement on June 19, 2018.
- 18. The document attached as Exhibit R is a true and correct copy of an Order on Post-Trial Motions in XY, LLC v. Trans Ova Genetics, LC, 13-cv-0876-WJM-NYW (D. Colo. Apr. 8, 2016).
 - 19. The document attached as Exhibit S is a true and correct copy of

I declare under penalty of perjury that the foregoing facts are true and correct to the best of my knowledge.

Executed on August 24, 2018, at San Diego, California.

/s/ Sara J. O'Connell

SARA J. O'CONNELL

Counsel for Defendant ZTE (USA), Inc.



CERTIFICATE OF SERVICE

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic service are being served with a true and correct copy of the foregoing via the Court's CM/ECF system per Local Rule CV-5(a)(3) on August 24, 2018.

I hereby certify that on August 24, 2018, a true and correct copy of the foregoing was served on Plaintiff's counsel via electronic mail.

/s/ Sara J. O'Connell
Sara J. O'Connell

CERTIFICATE OF AUTHORIZATION TO FILE UNDER SEAL

The undersigned certifies that the foregoing document is authorized to be filed under seal pursuant to the Protective Order entered in this case.

/s/ Sara J. O'Connell
Sara J. O'Connell

