

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

MAXELL, LTD.,

*Plaintiff,*

v.

APPLE INC.,

*Defendant.*

Case No. 5:19-cv-00036-RWS

**JURY TRIAL DEMANDED**

**DECLARATION OF TIFFANY A. MILLER IN SUPPORT OF MAXELL, LTD.’S  
OPPOSITION TO APPLE INC.’S MOTION TO STAY PENDING PROCEEDINGS AT  
THE PATENT OFFICE OR, IN THE ALTERNATIVE TO CONTINUE TRIAL DUE TO  
THE COVID-19 PANDEMIC**

I, Tiffany A. Miller, hereby declare and state as follows:

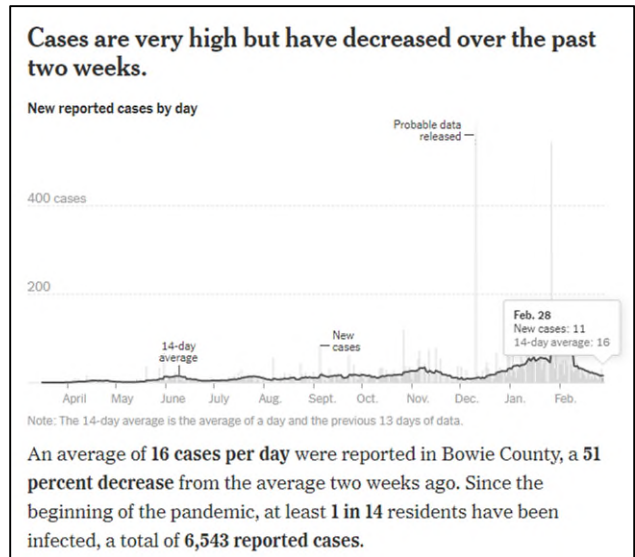
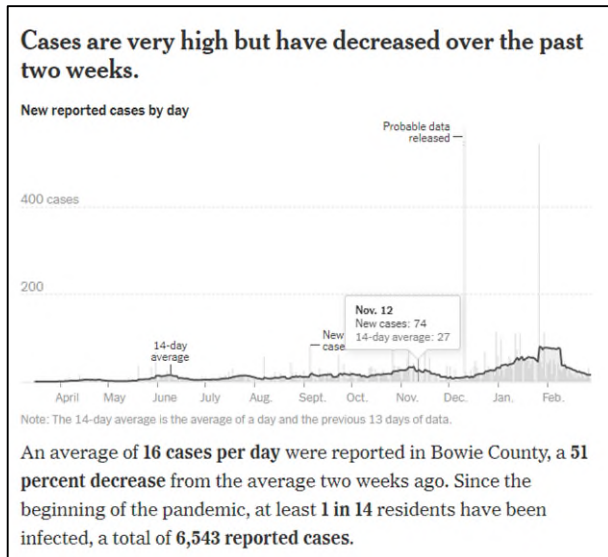
1. I am an attorney at Mayer Brown LLP, counsel for Plaintiff Maxell, Ltd. (“Maxell”) in the above-captioned lawsuit. I submit this declaration in support of Maxell’s Opposition to Apple Inc.’s Motion to Stay Pending Proceedings at the Patent Office or, in the Alternative to Continue Trial Due to the COVID-19 Pandemic. I have personal knowledge of the statements herein, and, if called to do so, I could and would testify competently as to the same.

2. Attached as Exhibit A is a true and correct copy of a printout of [http://www.cafc.uscourts.gov/sites/default/files/the-court/statistics/06\\_Med\\_Dispatch\\_Time\\_MERITS\\_table.pdf](http://www.cafc.uscourts.gov/sites/default/files/the-court/statistics/06_Med_Dispatch_Time_MERITS_table.pdf), accessed on March 1, 2021.

3. Attached as Exhibit B is a true and correct copy of the Order issued at Docket No. 205 on November 23, 2020 in *Ramot at Tel Aviv Univ. Ltd. v. Cisco Sys., Inc.*, No. 2:19-cv-00225-JRG (E.D. Tex.).

4. Attached as Exhibit C is a true and correct copy of the article “COVID-19 hospitalizations trending downward in Bowie County,” dated February 5, 2021, available at [https://www.ktbs.com/news/texarkana/covid-19-hospitalizations-trending-downward-in-bowie-county/article\\_3976a7f8-67fb-11eb-86dc-6704d9e3f772.html](https://www.ktbs.com/news/texarkana/covid-19-hospitalizations-trending-downward-in-bowie-county/article_3976a7f8-67fb-11eb-86dc-6704d9e3f772.html) (last accessed March 1, 2021).

5. The below excerpts are true and correct copy excerpts of the webpage <https://www.nytimes.com/interactive/2021/us/bowie-texas-covid-cases.html> as of March 1, 2021:



I declare under penalty of perjury under the laws of the United States of America that the above is true and correct and that this Declaration was executed on March 1, 2021 in Washington, D.C.

Dated: March 1, 2021

By:

Tiffany A. Miller