

Exhibit A

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

INVENSYS SYSTEMS, INC.

Plaintiff,

v.

**EMERSON ELECTRIC CO. and
MICRO MOTION INC., USA,**

Defendants.

§
§
§
§
§
§
§
§
§

C.A. No.: 6:12-cv-00799-LED

JURY TRIAL DEMANDED

DECLARATION OF BOB JONES

I, Bob Jones, do hereby declare as follows:

1. I am the Vice-President and General Manager of the Foxboro Measurement & Instrumentation (“M&I”) Division. for Plaintiff Invensys Systems, Inc. (“Invensys”). My office is in Foxboro, Massachusetts. I have personal knowledge of the facts stated herein.
2. Invensys Systems, Inc. is a Massachusetts corporation headquartered in Houston and has an office with approximately sixty employees in Plano. Invensys’s design and manufacturing facilities are located in Massachusetts.
3. Invensys manufactures (among other products) Coriolis flowmeters. Coriolis flowmeters provide precise measurements of the mass flow rate of liquids (*i.e.*, the mass of a substance passing through a surface during a specified period of time). Coriolis flowmeters are used in a variety of applications, but the primary users are in the oil and gas, refinery, and food and beverage industries.
4. Craig Barth (Vice President, Finance), Alastaire Davidson (Senior Director, Financial Controls) and Tara Kirby (Director of Finance) are potential witnesses regarding Invensys’s financial information. All these witnesses work in Plano. Mark Ferencik (Consulting Systems Analyst) is a potential witness regarding the business analysis of financial information. Mr. Ferencik works in Foxboro, Massachusetts.
5. I will be one of Invensys’s witnesses in this case on the sales of Invensys’s Coriolis flowmeters. Robert Arias (Product Sales Executive, M&I), Mark Avery (Senior Director of North American Equipment Business), and Mike Reese (M&I Business Development Manager) are also potential witnesses

regarding Invensys's sales and marketing efforts of Coriolis products in the Eastern District. Mr. Reese works in Kaufman, Texas, Messrs. Arias and Avery work in Houston. Wade Mattar (Flow Products Marketing Manager) is a potential witness regarding engineering support for Invensys's sales and marketing efforts of its Coriolis flowmeters. Mr. Mattar works in Foxboro, Massachusetts.

6. Michael Plaziak (Principal Software Development Engineer) is a potential witness regarding the design and manufacture of Invensys's Coriolis flowmeters. Mr. Plaziak works in Foxboro, Massachusetts.
7. Gregory Walters was one of the attorneys who prosecuted the patents that are the basis of this suit. Mr. Walters works in Washington D.C.
8. Most of the documents that would be related to this suit are stored electronically. Invensys's sales information is kept primarily in Houston, its financial information is stored primarily in Plano, and most design documents are located in Massachusetts.
9. None of Invensys's witnesses are in Colorado.
10. Coriolis flowmeters are used extensively in the oil and gas production, transportation and refining business. Texas, including the Eastern District, has seen a marked increase in activity in this sector within the last few years and a corresponding increase in market demand for Coriolis flowmeters.
11. Coriolis flowmeters are used principally in allocation and custody transfer applications in the oil and gas industry. These activities occur extensively in the oil and gas transportation and marketing industries in Texas, including the Eastern District.
12. Because they are one of the most heavily industrialized areas in the nation, especially in the process industries (e.g., refining), the Texas Gulf Coast region, including the Golden Triangle and the Houston ship channel are extremely large markets for Coriolis flowmeters. All manufacturers of Coriolis flowmeters do significant business there.
13. Exhibit B to Invensys's Response to Micro Motion's Motion to Transfer is a true and correct copy of excerpts from a report of the ARC Advisory Group. The ARC Advisory Group is an independent third-party source for information about the Coriolis flowmeter industry and is commonly used and relied on in that industry.

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

Dated: 11 Feb. 2013


