

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DELL TECHNOLOGIES INC., DELL INC., HP INC., ASUSTEK COMPUTER
INC., AND ASUS GLOBAL PTE. LTD.

Petitioners

v.

LITL LLC
Patent Owner

Patent No. 9,563,229

DECLARATION OF DANIEL C. CALLAWAY

I, Daniel C. Callaway, declare as follows:

1. I am an attorney with the law firm of Farella Braun + Martel LLP, counsel for Dell Technologies Inc. and Dell Inc. Unless otherwise stated, the facts stated in this declaration are based on my personal knowledge.

2. The document submitted with the petition and identified as EX1012 is a true and correct copy of an article entitled “MIT’s \$100 Laptop,” with accompanying images, dated September 28, 2005, and posted on the website TechPowerUp.com, retrieved using the following URLs:

<https://www.techpowerup.com/5512/mits-usd-100-laptop> ,

<https://www.techpowerup.com/img/05-09-28/928100laptop550x435.jpg> ,

<https://www.techpowerup.com/img/05-09-29/928morph550x413-.jpg> ,

<https://www.techpowerup.com/img/05-09-28/928instructions550x413.jpg> , and

<https://www.techpowerup.com/img/05-09-28/928instructions550x413.jpg>.

3. The document submitted with the petition and identified as EX1013 is a true and correct copy of volume 50, number 4 of “TechTalk, Serving the MIT Community,” dated October 5, 2005, and containing on its second page an article entitled “\$100 laptop idea taking off.”

4. The document submitted with the petition and identified as EX1014 is a true and correct copy of excerpts from “InfoWorld, the Newsweekly for Microcomputer Users,” Volume 4, Number 46, dated November 22, 1982.

5. The document submitted with the petition and identified as EX1015 is a true and correct copy of excerpts from Byte Magazine dated September 1990.

6. The document submitted with the petition and identified as EX1036 is a true and correct copy of a paper entitled “Precise Selection Techniques for Multi-Touch Screens” by Benko et al., which was published in *Proceedings of ACM CHI Conference on Human Factors in Computing Systems*, Montreal, 2006, ACM, New York (2006), pp. 1263-1272.

7. The document submitted with the petition and identified as EX1045 is a true and correct copy of an article entitled “At Velcro Mill, the Ideas Keep Coming,” dated July 12, 1987, in The New York Times at section 1, page 27.

8. The document submitted with the petition and identified as EX1046 is a true and correct copy of a report by United States Courts entitled “Federal Court Management Statistics—Comparison Within Circuit” and dated September 30, 2023, retrieved using the following URL: <https://www.uscourts.gov/statistics-reports/federal-court-management-statistics-september-2023>.

9. The document submitted with the petition and identified as EX1048 is a true and correct copy of an article and accompanying images from CNET.com titled “The \$100 laptop moves closer to reality.” The article has a capture date of October 19, 2005 and the images have a capture date of October 13, 2005, both of which I obtained from Archive.org on January 26, 2024.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct and that this declaration was executed on January 26, 2024, in San Francisco, California.

/Daniel C. Callaway/
Daniel C. Callaway
Registration No. 74,267