

**UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF VIRGINIA**

SUMMIT DATA SYSTEMS, LLC,

Plaintiff,

v.

EMC CORPORATION, *ET AL.*

Defendants.

Case No.: 10-749-GMS

**DECLARATION OF THE INTERNET ENGINEERING TASK FORCE**

I, Alexa Morris, based on my personal knowledge and information, hereby declare as follows:

1. I am Executive Director of the Internet Engineering Task Force ("IETF") and have held this position since January 1, 2008.
2. Among my responsibilities as Executive Director, I act as the custodian of Internet-Drafts for the IETF.
3. I make this declaration based on my personal knowledge and information contained in the business records of the IETF, or confirmation with other responsible IETF personnel with such knowledge.
4. It is the regular practice of the IETF to publish Internet-Drafts and make them available to the public on its website at [www.ietf.org](http://www.ietf.org). The IETF maintains copies of Internet-Drafts in the ordinary course of its regularly conducted activities.
5. I personally reviewed the documents attached hereto as Exhibits 1 through 4.


6. The document attached hereto as Exhibit 1 is a true and correct copy of an Internet-Draft titled "iSCSI (Internet SCSI) Requirements" and identified by the file name "draft-haagens-ips-iscsireqs-00.txt".
7. The document attached hereto as Exhibit 2 is a true and correct copy of an Internet-Draft titled "iSCSI (Internet SCSI)" and identified by the file name "draft-satran-iscsi-01.txt".
8. The document attached hereto as Exhibit 3 is a true and correct copy of an Internet-Draft titled "SCSI/TCP (SCSI over TCP)" and identified by the file name "draft-satran-iscsi-00.txt".
9. The document attached hereto as Exhibit 4 is a true and correct copy of an Internet-Draft titled, "A Framework for IP Based Storage" and identified by the file name "draft-ietf-ips-framework-00.txt".
10. I hereby certify, in accordance with the requirements of Federal Rule of Evidence 902, that the attached Exhibits 1 through 4 constitute a record of regularly conducted business activity which was (A) made at or near the time of the occurrence of the matters set forth by, or from information transmitted by, a person with knowledge of those matters; (B) kept in the course of the regularly conducted activity; and (C) made by the regularly conducted activity as a regular practice.
11. Based on a search of IETF records, I have determined that the IETF maintained a copy of Exhibits 1 through 4 in the ordinary course of its regularly conducted activities.

12. Based on a search of IETF records and the IETF's course of conduct in publishing Internet Drafts, I have also determined that Exhibits 1 through 4 were published on the IETF website (www.ietf.org) on or about the following times:

Exhibit 1      July 2000  
Exhibit 2      July 2000  
Exhibit 3      February 2000  
Exhibit 4      November 2000

At such times, each such document was reasonably accessible to the public, and was disseminated or otherwise available to the extent that persons interested and ordinarily skilled in the subject matter or art exercising reasonable diligence could have located it.

Pursuant to Section 1746 of Title 28 of United States Code, I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that the foregoing is based upon personal knowledge and information and is believed to be true.

Date: June 30, 2012 By:   
Alexa Morris

Notarized:      State of California County of  
                                 Santa Clara  
                                 Subscribed and sworn to (or affirmed)  
Before me on this 30th day of June, 2012, by  
                                 Alexa Morris  
proved to me on the basis of satisfactory evidence  
to be the person (s) who appeared before me.  
Signature: 