

**CURRICULUM VITAE**  
**BRUCE L. McFARLANE**

*brucemcfarlane1978@gmail.com*

**POSITION** Independent Consultant - Financial and economic analysis in commercial litigation.

**EDUCATION** B.A., Business Administration (Accounting), University of Washington (1984)

**PROFESSIONAL AFFILIATIONS (past)** Certified Public Accountant (2/8/88 - 2/28/14, Inactive status 3/1/14 - 2/28/16)  
Certified Management Accountant  
Member, Licensing Executive Society  
Member, The Sedona Conference  
Working Group 9 - Patent Damages and Remedies  
Member, American Institute of Certified Public Accountants  
Business Valuation and Litigation Services Section Member  
Certified in Financial Forensics  
Certified Management Consultant  
Member, Oregon Society of Certified Public Accountants Litigation Services Committee  
Member, Washington Society of CPAs Litigation Services Committee  
Member, Institute of Management Consultants  
Oregon Society of CPAs Litigation Services Committee (Chair, 1992; Vice Chair, 1991)  
Chair, Oregon Society of CPAs Litigation Services Conference Committee (1991)  
National Institute of Trial Advocacy, Faculty Expert Witness  
Member, Institute of Management Accountants  
Member, California Society of CPAs  
Litigation Section Member  
Member, Intellectual Property Owners Association  
Damages and Injunctions Committee member

**RANGE OF EXPERIENCE** Experience includes testimony and consulting services in accounting, financial, economic and business issues related to commercial litigation and intellectual property related transactions.

**PROFESSIONAL AND BUSINESS HISTORY** Independent Consultant (Los Altos, California)  
April 2017 – present  
LitiNomics, Inc. (Mountain View, California)  
Managing Director, January 2007–March 2017  
CRA International (Palo Alto, California)  
Senior Consultant, March 2004–December 2006  
Independent Consultant (Los Altos, California)  
February 2004–December 2006  
InteCap, Inc. (Mountain View, California)  
Managing Director, October 1999–February 2004  
PHB Hagler Bailly, Inc. (Portland, Oregon; Palo Alto, California):  
Principal, January 1996–September 1999  
Associate, January 1993–December 1995  
Price Waterhouse (Portland, Oregon):  
Manager, July 1990–December 1992  
Senior Consultant, July 1988–June 1990  
Staff Consultant, November 1987–June 1988  
Arthur Andersen (Portland, Oregon):  
Staff Accountant, June 1986–October 1987  
Peterson & Company (San Francisco, CA):  
Staff Consultant, January 1985–May 1986

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit  | * | Testimony                           |                          |                          | Court   | Law Firm   | Work Performed   |
|------|--|---|-------------------------------------|--------------------------|--------------------------|---|--|--|
|      |  |   | Dep                                 | T                        | Dec                      |   |  |  |
| 1    | Alter Ego<br>Cadence Design Systems, Inc. v. IMI Telecommunications, Inc.                                  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California; Case No. C 00-20430 JF/EAI (2001)                       | Cooley<br>Godward/Melina<br>Patterson  | Analysis of financial factors applicable to doctrine of alter ego.   |
| 2    | Alter Ego<br>Comdisco, Inc. v. SocialNet, Inc., Match-Net, Inc., et al.                                    | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | California Superior Court, Santa Clara County; Case No. CV 800 611 (2004)                                     | Winston & Strawn   | Alter ego analysis.  |
| 3    | Antitrust<br>Atlas Electric, et al. v. National Association of Electrical Contractors                      | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Oregon (1993)  | Lane Powell Spears<br>Lubersky/Milo<br>Petranovich   | Damages analysis.  |
| 4    | Antitrust<br>B&R Supermarket, et a. v. Visa, Inc., et al. [Class Action]                                   | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California, San Francisco Division; Case no. Case No. 3:16-cv-01150 | Robbins Geller<br>Rudman & Dowd /<br>Alexandra Bernay,<br>Carmen Medici  | Calculate damages due to alleged conspiracy regarding EMV chip technology used in credit cards.                                      |
| 5    | Antitrust<br>Dahl v. Bain Capital Partners, et al. [Class Action]  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, District of Massachusetts; Lead Case No. 1:07-cv-12388-EFH                               | Scott + Scott / Chris<br>Burke   | Analysis of damages due to defendants' alleged monopsony of the LBO market.  |
| 6    | Antitrust<br>Flying J, Inc. v. Comdata Network, Inc.   | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, District of Utah Northern Division; Civil No. 1:96CV0066K (2000)                         | Giauque, Crockett,<br>Bendinger &<br>Peterson/Gary<br>Bendinger, John<br>Bogart  | Analysis of lost profits damages in the trucker fuel card industry due to Comdata's violations of antitrust laws.                    |
| 7    | Antitrust<br>In Re Aluminum Warehousing Antitrust Litigation [Class Action]                                | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Southern District of New York; Master Action No. 13-md-02481-KBF                         | Robbins, Geller,<br>Rudman & Dowd /<br>Bonny Sweeney,<br>Carmen Medici   | Analysis of damages issues related to defendants' alleged anticompetitive conduct related to aluminum warehousing.                   |
| 8    | Antitrust<br>In re Currency Conversion Fee Antitrust Litigation [Class Action]                             | P | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court; Southern District of New York; MDL Docket No. 1409                                       | Schrag & Baum/Tom<br>Schrag; Steyer<br>Lowenthal<br>Boodrookas Alvarez &<br>Smith/Allan Steyer;<br>Lerach Coughlin Stioa<br>& Robbins/Chris Burke  | Respond to defendants' expert's analysis of defendant banks' net incremental cost to provide international credit card transactions. |
| 9    | Antitrust<br>In Re Foreign Exchange Benchmark Rates Antitrust Litigation [Class Action]                    | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Southern District of New York; Case No. 1:13-cv-07789-LGS                                | Scott + Scott / Chris<br>Burke, Kristen<br>Anderson  | Calculate damages to class due to defendant banks' alleged collusion to fix foreign currency exchange rates.                         |
| 10   | Antitrust<br>In Re: Payment Card Interchange Fee and Merchant-Discount Antitrust Litigation [Class Action] | P | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Eastern District of New York; Case No. 1:05-md-1720-JG-JO                                | Berger & Montague /<br>Merrill Davidoff,<br>Michael Kane;<br>Coughlin, Stioa,<br>Geller, Rudman &<br>Robbins / Chris<br>Burke, Bonny<br>Sweeney; Robins,<br>Kaplan, Miller & Ciresi<br>/ Craig Wildfang. | Analysis of damages issues related to interchange fees charged merchants accepting Visa and MasterCard payment cards.                |
| 11   | Antitrust<br>Knutson Towboat, Inc. v. Coos Bay Pilots Association  | P | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Oregon (1988)  | Ragen, Tremaine,<br>Krieger, Schmeer &<br>Neil/John McGrory,<br>Fred Aibe  | Market share analysis; calculate plaintiff's lost profits.   |

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**CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit            | *  | Testimony |                                     |                                     | Court                               | Law Firm  | Work Performed   |   |
|------|--------------------|--|-----------|-------------------------------------|-------------------------------------|-------------------------------------|---|--|---|
|      |                    |  | Dep       | T                                   | Dec                                 |                                     |   |  |   |
| 12   | Antitrust          | Peace Northwest Corp. v. Merle West Medical Center   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon (1988)  | Perkins Coie/Michael Simon   | Business valuation.   |
| 13   | Antitrust          | Peterson Industries, Inc. v. Goldman Sachs Group, Inc., et al. [Class Action]                              | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Southern District of New York; Case No. 1:13 cv 6689     | Robbins Geller Rudman & Dowd LLP / Bonny Sweeney, Carmen Medici                                      | Analyze data related to price fixing allegations concerning the aluminum market in the U.S.   |
| 14   | Bad faith          | Lorie Kuppenbender, et al. v. California State Automobile Association Interinsurance Bureau [Class Action] | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Superior Court, State of California, County of Sacramento; Case No. 07AS03197 | Kershaw, Cutter, Ratinoff & York / Brooks Cutter; Dreyer, Babich, Buccola & Callahan / Steve Campora | Analysis of class damages due to CSAA's alleged failure to waive deductibles in accident claims involving uninsured motorists.                      |
| 15   | Bad faith          | Patricia Vanderpool, et al. v. Allstate Insurance Company, et al. [Class Action]                           | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | California Superior Court, Sacramento County; Case No. 02-AS01532             | Kershaw, Cutter, Ratinoff & York / Brooks Cutter   | Analysis of auto premium overcharges due to improper mileage rating.  |
| 16   | Bankruptcy         | Black v. Finkelstein   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. Bankruptcy Court, Central District of California (1988)                  | Ball, Janik & Novack/Ken Novack  | Forensic accounting.  |
| 17   | Bankruptcy         | Continental Casualty Insurance Co. v. Lincoln Property Management Co.                                      | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Pre-litigation (1990)   | Chapman & Cutler   | Forensic accounting.  |
| 18   | Bankruptcy         | First Interstate Bank of Oregon v. Latitude Marines, Inc.  | P         | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | U.S. Bankruptcy Court, Oregon (1988)  | Stoel, Rives, Boley, Jones & Grey/Bennett Goldstein  | Forensic accounting; calculation of earnings.   |
| 19   | Bankruptcy         | In re: Stayton SW Assisted Living, LLC [Class Action]  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | U.S. District Court, Oregon; Case No. 09-cv-6082-HO                           | Ball Janik, LLP / Rick Stone, Tony Summers, Robert Taylor  | Perform forensic accounting analysis.   |
| 20   | Bid rigging        | State of California v. Rosendin, et al.  | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | California Superior Court, Sacramento County (1992)                           | California State Attorney General/Tom Greene   | Statistical analysis of bid data regarding electrical construction contracts.   |
| 21   | Bid rigging        | State of California v. Sherwin, et al.   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Sacramento County Superior Court; Case No. 95F00913 (1997)                    | California State Attorney General/Molly Alden  | Statistical analysis of bid data regarding contracts to provide food services to state prisons.   |
| 22   | Breach of contract | 3CX, Inc. v. Global Strategic Investment, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Pre-litigation  | Werner & Burke/Ryan Werner   | Determine value of 3CX shares pursuant to buy-out provision in shareholder agreement.   |
| 23   | Breach of contract | A.P.J. Associates, Inc. v. North American Philips Corporation and Signetics Company                        | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Eastern District of Michigan; Case No. 98-74911          | Banchero & Associates/Jeff Banchero  | Determine compensation due plaintiff in connection with defendants' sales of microprocessors.   |
| 24   | Breach of Contract | Advanced Business Telecommunications v. Pac Bell   | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Central District of California (1993)                    | Orrick Herrington/Tom Gray   | Respond to plaintiff's analysis of lost profits.  |
| 25   | Breach of Contract | Ammari Electronics, et al., v. SBC Pacific Bell Directory, et al. [Class Action]                           | P         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | California Superior Court, Alameda County; Case No. RG-05198014               | Meade & Schrag / Tyler Meade, Michael Schrag; Gillin Jacobson Ellis & Larsen / Luke Ellis.           | Prepare calculation of plaintiff-merchants' damages due to defendant's alleged failure to fulfill obligation to distribute yellow page directories. |

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|------|--|---|-------------------------------------|-------------------------------------|--------------------------|--|--|---|
|      |  |   | Dep                                 | T                                   | Dec                      |  |  |   |
| 26   | Breach of contract<br>Axiom Investment Advisors, LLC v. Barclays Bank PLC, et al. [Class Action] | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Southern District of New York; Case no. Case No. 1:15-cv-09323      | Scott + Scott / Chris Burke, Kristen Anderson  | Calculate damages due to defendants' alleged wrongful use of "last look" in currency trades.  |
| 27   | Breach of contract<br>Axiom Investment Advisors, LLC v. Deutsche Bank AG [Class Action]          | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Southern District of New York; Case No. 15 Civ. 9945 (LGS)          | Korein Tillery / Aaron Zigler, Carol O'Keefe; Scott + Scott / Chris Burke, Amanda Lawrence | Analysis of damages due to Deutsche Bank's use of "last look" to reject foreign currency trade orders.  |
| 28   | Breach of Contract<br>Bank One, Oklahoma, N.A. et al. v. Trammell Crow Services, Inc., et al.    | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Illinois, Eastern Division; Case No. 03 C 3624 | Jenner & Block / David Sanders   | Analysis of Bank One's damages due to alleged errors contained in Trammel Crow's financial analysis of a real estate investment.              |
| 29   | Breach of contract<br>Brown v. Pacific Northwest Bell  | D | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | American Arbitration Association (1988)  | Schwabe, Williamson & Wyatt/Jay Waldron  | Calculate plaintiff's damages due to breach of contract involving error in yellow page advertising.   |
| 30   | Breach of contract<br>Children's Hospital & Regional Medical Center v. Eclipsys Corporation      | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Superior Court of Washington For King County; Case No. 02-02-02361-1SEA (2003)           | Richard Johnston, Lisa Cameron/Hale & Dorr   | Determine plaintiff's damages due to defendant's alleged breach of contract to install a Clinical Information System at plaintiff's hospital. |
| 31   | Breach of contract<br>CIAL v. Venture Imaging  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Oregon Circuit Court, Multnomah County (1988)  | Perkins Coie/Michael Simon   | Damages analysis.   |
| 32   | Breach of contract<br>Cleghorn Bar Enterprises, et al. v. Museum Parc Partners, L.P., et al.     | P | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Arbitration; Case No. 74 180 00754 (San Francisco, 2002)                                 | Banchero & Associates/Jeff Banchero, Nance Becker  | Forensic accounting. Analysis of amounts due limited partners in San Francisco retail space limited partnership.                              |
| 33   | Breach of contract<br>Computer Business Applications, Inc. v. Computer Development, Inc.         | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Central District of California (1994)                               | Perkins Coie/Doug Thorpe, Dan Johnson  | Valuation of intellectual property.   |
| 34   | Breach of contract<br>Convergence Associates v. NaviSite, Inc.                                   | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Arbitration; JAMS Case No. 1100040436  | Russo & Hale/Jack Russo, Tim Hale, Mike Risch  | Determine Convergence's earned revenues absent NaviSite's alleged breach of purchase agreement.   |
| 35   | Breach of contract<br>David McDonald v. Silicon Valley Expert Witness Group, et al.              | D | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | Superior Court of California; Santa Clara County; Case No. CV 809 162                    | Russo & Hale/Jack Russo, Tim Hale, Mike Risch  | Calculation of share value per terms of shareholder agreement.  |
| 36   | Breach of contract<br>Deutsch Technology Research v. OrCAD, Inc.                                 | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association; Case No. 74 Y 117 01319 98 (1998)                      | Ater Wynne/Steve Blackhurst  | Rebut plaintiff's damages analysis regarding breach of software distribution agreement.   |
| 37   | Breach of contract<br>DP-TEK Development Company v. Integrated Device Technology, Inc.           | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, District of Kansas; Case No. 97-1541-JTM (1998)                     | Gibson, Dunn & Crutcher/Charles Ivie   | Calculate plaintiff's damages resulting from defendant's breach of contract re software development.  |

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|------|--------------------|--|-----------|-------------------------------------|--------------------------|-------------------------------------|---|--|---|
|      |                    |  | Dep       | T                                   | Dec                      |                                     |   |  |   |
| 38   | Breach of contract | Eastman Kodak Company v. Calcomp Technology, Inc., et al.      | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Superior Court of California; County of Orange (2000)                                   | Irell & Manella/Ken Heitz  | Determine plaintiff's damages due to defendant's failure to develop inkjet printer technology.  |
| 39   | Breach of contract | F. M. Nicholas Co., Inc. v. AMP, Inc.                          | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. C 00 2731 MEJ (2000)     | Banchero & Associates/Jeff Banchero                                      | Analysis of plaintiff's damages due to defendant's breach of distributor agreement.   |
| 40   | Breach of contract | fourthchannel, inc. v. Pivotal Corporation                     | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | American Arbitration Association; Case No. 50 T 133 00200 (2001)                        | Dorsey & Whitney/Peter Sipkins   | Analysis of plaintiff's damages due to defendant's breach of software development and license agreement re internet commerce software.        |
| 41   | Breach of contract | Fred Meyer v. A.T. Kearney                                     | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1992)   | Bullivant, Houser, Baily Pendergrass & Hoffman/ Doug Houser, Dan Lindahl | Damages analysis related to failed computer system installation.  |
| 42   | Breach of contract | Glass & Associates v. Factory Mutual Insurance Company         | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, District of Oregon; Civil No. 99-6105-HO (2000)                    | Ball Janik/Rick Stone  | Determine damages to plaintiff's plywood mill due to insurance company's bad faith in settlement of business interruption claim.              |
| 43   | Breach of contract | Green Hills Software, Inc. v. Integrated Software, Inc.        | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Arbitration; Case No. 72 117 01213 97   | Munger Tolles & Olson/Greg Stone, Kelly Klaus                            | Calculate plaintiff's damages resulting from defendant's breach of software license agreement.  |
| 44   | Breach of Contract | Hifn, Inc. v. Intel Corporation                                | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | Superior Court for the State of Delaware, County of New Castle. Case No. 05C-06-052-PLA | Tom Moore Law Group / Tom Moore  | Calculate damages due to Intel's breach of technology license and purchase agreement.   |
| 45   | Breach of contract | Honey Baked Ham, Inc., et al. v. Pilgrim's Pride Corporation   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Central District of California (Santa Ana); Case No. SACV 04-01158 | Peterson, Weyand & Martin / Kurt Peterson                                | Calculation of lost profits due to Pilgrim's failure to timely deliver food products.   |
| 46   | Breach of contract | Honey Baked Hams, Inc. v. Towne, Inc.                          | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Superior Court of the State of California, County of Orange (2002)                      | Peterson Weyand & Martin/Kurt Peterson                                   | Determine Honey Baked Hams' damages due to printing of incorrect telephone number in mailing catalog.   |
| 47   | Breach of Contract | Ion Beam Applications, Inc. v. Outrigger Systems, Inc., et al. | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | California Superior Court, Santa Clara County; Case No. 1-03-CV-006620                  | Orrick Herrington & Sutcliffe/Matt Poppe                                 | Analysis of balance due on promissory notes.  |
| 48   | Breach of contract | Jeffrey Christie v. Bank of America, et al. [Class Action]     | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, Middle District of Florida; Case No. 8:13-cv-01371-JDW-TBM         | Zebersky   Payne / Todd Payne  | Analysis of damages due to Bank of America's failure to credit borrows with proceeds from claims filed under force placed insurance policies. |

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|------|--|---|-------------------------------------|-------------------------------------|-------------------------------------|--|---|--|
|      |  |   | Dep                                 | T                                   | Dec                                 |  |   |  |
| 49   | Breach of Contract<br>Joseph Ruwe, et al. v. Cellco Partnership d/b/a/ Verizon Wireless [Class Action] | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | U.S. District Court, Northern District of California, San Francisco Division; Case No. 07-cv-03679 JSW | Hagens, Berman, Sobol, Shapiro, LLP / Jeff Friedman; Chavez & Gertler LLP / Nance Becker; Law Offices of Peter B. Fredman / Peter Fredman | Analyze Verizon's practice of charging late fees to customers who pay late.  |
| 50   | Breach of contract<br>Kaiser Aerospace & Electronics v. Teledyne Industries                            | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | 11th Judicial Circuit Miami - Dade County, Florida; Civil Action No. 95-05288-CA-15 (2001)             | Weil Gotshal & Manges/Ed Soto, Oscar Cantu, Gina Dombosch   | Determine damages due to defendant's breach of contract to jointly acquire Piper Aircraft Corporation's assets out of bankruptcy. Business valuation.              |
| 51   | Breach of contract<br>Legacy Health Hospitals v. Aramark Corporation                                   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1999)  | Ball Janik/Rick Stone, Bruce Conn   | Determine damages to Legacy Health Hospitals resulting from Aramark's breach of Management Services Agreement.   |
| 52   | Breach of contract<br>Loranzo-Gurley, Inc., et al. v. Northfield Insurance Company, et al.             | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | California Superior Court, Santa Clara County, Case No. 106CV0577706                                   | Kastner Banchemo / Jeff Banchemo  | Analysis of plaintiff's damages due to defendant's failure to tender defense of a claim submitted by plaintiff / policy holder.                                    |
| 53   | Breach of Contract<br>Lucey, et al. v. Prudential Insurance Company of America [Class Action]          | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | U.S. District Court, District of Massachusetts, Western Division; Case No. 3:10-CV-30163-MAP           | Scott & Scott / Chris Burke; Kerr & Wagstaffe / Michael von Loewenfeldt   | Analysis of class damages due to Prudential's alleged breach of contract related to payment of life insurance policy benefits for U.S. military service personnel. |
| 54   | Breach of contract<br>Lussier Subaru, et al v. Subaru of New England, Inc., et al. [Class Action]      | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, District of New Hampshire; Case No. C-99-109-B (2000)                             | Kronick, Moskovitz, Tiedemann & Girard/Bill Kershaw; Wiggin & Nourie/Rich McNamara  | Determine damages to class of Subaru dealers due to over accessorization of cars.  |
| 55   | Breach of contract<br>Manfredi Lacoste v. Oracle Corporation   | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Buenos Aires, Argentina  | Baker & McKenzie / Ben Ho   | Analysis of damages due to Seibel Systems' (acquired by Oracle) alleged breach of employment contract by failure to pay commissions due.                           |
| 56   | Breach of contract<br>Market Transport, Inc. v. Wackenhut Corp.  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1990)  | Markowitz, Herbold, Stafford & Glade/Burt Stafford  | Damages/business interruption analysis.  |
| 57   | Breach of contract<br>Micky Novak v. Seiko Corp., et al.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon; Case No. CV 99 1022 RE (2000)   | Elliott & Park/Dennis Elliott   | Determine reasonable compensation for plaintiffs role regarding defendants' sales of sport watches to Nike.  |
| 58   | Breach of contract<br>Moving Media, Inc. v. Speck Cab Company.   | P | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Superior Court of California, County of San Francisco; Case No. 978740 (2001)                          | Werner & Burke/Ryan Werner  | Analysis of damages due to defendant's breach of advertising contract.   |

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|------|--|---|-------------------------------------|-------------------------------------|--------------------------|--|--|--|
|      |  |   | Dep                                 | T                                   | Dec                      |  |  |  |
| 59   | Breach of Contract<br>NeWire, Inc. v. Southwire Company  | D | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | Chancery Court, State of Tennessee, 18th Judicial District at Sumner County; Case No. 2011C-21 | Paul Hastings / William Whitner, Eric Stolz, Rachel Saloom                                     | Analysis of damages related to Southwire's alleged failure to use best efforts to commercialize flatwire technology.   |
| 60   | Breach of contract<br>Oregon Metallurgical Corp. v. Burlington Northern & Santa Fe Railway Company, CSX Transportation Company | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, District of Oregon; Case No. 01-1052-HA (2001)                            | Lane Powell Spears Lubersky/Met Wilson, Milo Petranovich                                       | Analysis of damages due to late railcar deliveries of raw material used in manufacture of titanium sponge.   |
| 61   | Breach of contract<br>Or-kav Solutions Ltd. v. Altium, Ltd   | D | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | American Arbitration Association; Case No. 74 117 Y 00165 12 nolg                              | Hale & Associates / Tim Hale; Computerlaw Group / Jack Russo.                                  | Analysis of Or-Kav's damages due to Altium's alleged breach of Value Added Reseller agreement regarding distribution of electronic design automation (EDA) software in Israel. |
| 62   | Breach of contract<br>Ostex International, Inc. v. Boehringer Mannheim   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association; Case No. 79T184 00192 95 (1996)                              | Mundt, MacGregor, Happel, Falconer, Zulauf & Hall/Jay Zulauf                                   | Determine damages due to defendant's breach of contract to promote plaintiff's osteoporosis testing technology.  |
| 63   | Breach of contract<br>PC Designs, Inc. v. GN Hello Direct  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Arbitration (Florida)  | Andrews & Galatis / Ted Galatis  | Determine additional royalties due per license agreement.  |
| 64   | Breach of contract<br>Polo Ralph Lauren L.P. v. The Magnin Company, Inc.   | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association (1997)  | Browne & Woods/Eddie Woods   | Determine damages due to defendant's breach of franchise agreement by not allowing plaintiff to open a Polo Ralph Lauren store at LAX International Airport.                   |
| 65   | Breach of contract<br>Prestige Card, Inc. v. Bank One, et al.  | D | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Arbitration (1998)   | Lane Powell Spears Lubersky/Met Wilson   | Analysis of lost profits due to defendant's breach of contract to develop affinity credit card program.  |
| 66   | Breach of contract<br>Pyramed, Inc. v. Caremark, Inc.  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association (1989)  | Spears, Lubersky, Bledsoe, Anderson, Young & Hilliard/Bob Maloney                              | Damages analysis.  |
| 67   | Breach of contract<br>Raikow v. Frontier Jeep Eagle  | D | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Arbitration (1991)   | Betts, Patterson & Mines/James Nelson, Lori Guzzo; Stoll, Stoll, Berne & Lokting/Rob Shlachter | Forensic accounting; determine profit earned by auto dealership.   |
| 68   | Breach of Contract<br>Retail Distributor v. Wholesale Manufacturer (disclosure of parties precluded by settlement agreement)   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Disclosure precluded by settlement agreement   | Hennley & Grossfeld / Orlando Cabanday, Ryan Jike  | Analysis of plaintiff's lost profits due to alleged breach of contract regarding allocation of product among retail distributors.  |
| 69   | Breach of contract<br>Sedona Corporation v. Open Solutions, Inc.   | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, District of Connecticut; Civil Action No. 3:07CV171 (MRK)                 | Schiff Hardin / Gary Grossman, Paul Schuck   | Calculate royalties due plaintiff due to defendant's alleged breach of software license agreement.   |

**BRUCE L. McFARLANE**  
**CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit                       | *   | Testimony |                                     |                                     | Court                    | Law Firm   | Work Performed   |   |
|------|-------------------------------|---|-----------|-------------------------------------|-------------------------------------|--------------------------|--|--|---|
|      |                               |   | Dep       | T                                   | Dec                                 |                          |  |  |   |
| 70   | Breach of contract            | Seer Systems, Inc. v. Creative Technology, Ltd.                               | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Superior Court of California, County of Santa Clara, Case No. CV 793916          | Peterson Weyand & Martin/Alex Weyand                       | Determine lost profits due to defendant's breach of technology licensing agreement.   |
| 71   | Breach of contract            | Seymon v. EASI, Inc., et al.  | P         | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Superior Court of California, County of San Joaquin; Case No. CV010303 (2001)    | Chadeayne, Burns & Leachman/Ron Leachman                   | Valuation of goodwill value of EASI, Inc.   |
| 72   | Breach of contract            | SMS Automotive v. Allied Signal   | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Pennsylvania (1992)   | Duane, Morris & Hecksher                                   | Damages analysis/business valuation.  |
| 73   | Breach of contract            | Tarkington, O'Connor & O'Neill v. Fireman's Fund Insurance Companies          | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | California Superior Court; County of San Francisco; Case No. 958950 (1996)       | Rice, Fowler, Booth & Banning/Kurt Micklow                 | Analysis of factors contributing to plaintiff's financial decline.  |
| 74   | Breach of Contract            | The Doan, Paul Endrest v. State Farm General Insurance Company [Class Action] | P         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Superior Court, State of California, County of Santa Clara; Case No. 108CV129264 | Kershaw, Cutter & Ratinoff, LLP / Brooks Cutter, JR Parker | Analysis of depreciation used for purposes of settlement of home owner insurance policy claims.   |
| 75   | Breach of contract            | TRW, Inc. v. Talley Industries, Inc., et al.                                  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, District of Arizona; Civil Action 94-0350-PHX-PGR (1995)    | Donovan, Leisure, Newton & Irving/Jeff Conciatori          | Calculate defendant's damages resulting from plaintiff's breach of contract regarding sales of air bag technology.  |
| 76   | Breach of contract            | Ultratech Stepper v. Dynamic Automated  | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Arbitration (San Francisco; 2001)  | Russo & Hale/John Kelley, Mike Risch                       | Determine plaintiff's damages due to defendant's breach of contract to develop high speed material handler used in semiconductor manufacturing.                         |
| 77   | Breach of contract            | United Computer Systems, Inc. v. AT&T   | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association; No. 72 117 1362 91 (1998)                      | Orrick Herrington & Sutcliff/Bob Freitas                   | Rebut plaintiff's lost profits damages analysis re breach of software development contract.   |
| 78   | Breach of contract            | Wolfgang Brox v. Andreas Peneder  | P         | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | California Superior Court, County of Napa; Case No. 26-25972                     | Kastner Banchemo / Jeff Banchemo                           | Determine damages from operation and sale of partnership that owned The Candlelight Inn in Napa, CA.  |
| 79   | Breach of contract            | Workshare Technology, Inc. v. Litera Corporation                              | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association; Case No. 74-117-00863-08                       | Perkins Coie / Michael Baily, Chris Coleman                | Determine lost profits Workshare suffered due to Litera's alleged breach of settlement agreement regarding Workshare's copyrights used in document comparison software. |
| 80   | Breach of contract            | WSI v. Port of Portland   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Oregon Circuit Court, Multnomah County (1991)                                    | Bogle & Gates/Dave Canary                                  | Determine damages due to defendant's breach of contract to repair dry dock ship repair facilities.  |
| 81   | Breach of contract, bad faith | insureon.com v. Philadelphia Indemnity Insurance Company, et al.              | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/> | Superior Court of California, County of Alameda (2002)                           | Werner & Burke/Ryan Werner, Joe Burke                      | Analysis of damages due to defendants failure to fund defense of trademark infringement suit filed against Insureon.  |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit                                      | *  | Testimony |                                     |                                     | Court                               | Law Firm   | Work Performed   |   |
|------|--|--|-----------|-------------------------------------|-------------------------------------|-------------------------------------|--|--|---|
|      |  |  | Dep       | T                                   | Dec                                 |                                     |  |  |   |
| 82   | Breach of contract, breach of fiduciary duty | LASVN#2, et. al. v. Vann Ness and Sperry, et. al.  | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Los Angeles Superior Court, California; Case No. BC 206251 (2002)              | Krane & Smith/Marc Smith                                     | Determine plaintiff's damages due to wrongful termination of commercial real estate brokerage.                                  |
| 83   | Breach of fiduciary duty                     | Ainslie, et al. v. First Interstate Bank of Oregon   | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1993)                                  | Lane Powell Spears Lubersky/Met Wilson                       | Analysis of defendant's compliance with terms of escrow agreement.  |
| 84   | Breach of fiduciary duty                     | Huntington Bank, Inc. v. Gilchrist Timber Company  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon; (1993)  | Ater, Wynn, Hewitt, Dodson & Skerritt/Steve Blackhurst       | Financial analysis. Business valuation.   |
| 85   | Breach of fiduciary duty                     | Ingersoll-Rand Financial Corp. v. First Interstate Bank of Oregon                                      | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon (1993)   | Lane Powell Spears Lubersky/Met Wilson, Tim Harmon           | Analysis of defendant's compliance with terms of escrow agreement.  |
| 86   | Breach of fiduciary duty                     | Oregon Dental Association v. United States National Bank   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon (1988)   | Perkins Coie/Michael Simon                                   | Jury award distribution analysis.   |
| 87   | Breach of fiduciary duty                     | Stephen Friedman v. Appaloosa Interactive Corporation; Andras Csaszar, Sega Enterprises USA, Bonus.com | D         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Superior Court of California, Santa Clara County; Case No. 1-05-CV-050715      | Baker & McKenzie / Tod Gamlen, Keith Wurster                 | Rebuttal of plaintiff's business valuation damages analysis.  |
| 88   | Breach of fiduciary duty                     | Supra Corporation v. D.L. Horton Enterprises, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court of California, County of Los Angeles; Case No. BC 093085 (1995) | Stradling, Yocca, Carlson & Rauth/Julie McCoy Akins          | Calculate plaintiff's lost profits due to business interruption.  |
| 89   | Breach of franchise agreement                | Bernhart v. Johnson  | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Washington State Superior Court, King County (1994)                            | Preston, Gates & Ellis/Carol Arnold                          | Calculate damages due to alleged wrongful termination of real estate franchise agreement  |
| 90   | Breach of trust                              | The Commissioner of Insurance of the State of Michigan v. Harris Trust and Savings Bank, et al.        | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Michigan Circuit Court, Ingham County (1996)                                   | Winston & Strawn/Mark Rotert, Carloyn McNiven                | Transactional analysis of trust account activity; damages analysis.   |
| 91   | Breach of warranty                           | Emerson Radio Corp. v. G&C Distributing  | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | American Arbitration Association (1988)  | Ball, Janik & Novack/Ken Novack                              | Analysis of defendant's sales, calculate lost profits.  |
| 92   | Breach of warranty                           | General Chemical v. Nisshin Gulf Coast, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | California Superior Court, County of San Francisco; Case No. 306072 (2000)     | Banchero & Associates/Jeff Banchero, Nance Becker            | Calculate plaintiff's damages caused by failure of defendant's equipment used in the manufacture of high purity sulfuric acids. |
| 93   | Breach of warranty                           | I. B. Fischer v. Foodmaker, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | N/A (1993)   | Milbank, Tweed, Hadley & McCloy/Rick Stone, Betsy Lear       | Determine damages due to defendant's provision of e coli tainted meat to Jack In The Box franchisee.                            |
| 94   | Breach of warranty                           | Lewis River Golf Course v. Scott Seed Company, Inc.  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Western District of Washington (1988)                     | Schwabe, Williamson & Wyatt/Donald Joe Willis                | Determine damages due to defendant's provision of incorrect grass seed.   |
| 95   | Breach of warranty                           | LHS Communications Systems, Inc. v. Pacific Bell Mobile Services.                                      | D         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Arbitration; Case No. 30 Y 181 00786 99 (San Francisco, 2001)                  | Orrick, Herrington & Sutcliffe/Matt Poppe, Chris Ottenweller | Prepare counterclaim damages analysis regarding failure of plaintiff's billing software program.                                |

**BRUCE L. McFARLANE**  
**CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit   | * | Testimony                           |                                     |                          | Court  | Law Firm   | Work Performed   |
|------|---|---|-------------------------------------|-------------------------------------|--------------------------|--|--|--|
|      |   |   | Dep                                 | T                                   | Dec                      |  |  |  |
| 96   | Breach of warranty<br>Virtual Silicon Technology, Inc. v. Library Technologies, Inc.  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | American Arbitration Association (San Francisco, 2003)                               | Russo & Hale/Tim Hale, John Kelley, Mike Risch   | Analysis of damages due to alleged deficiencies in defendant's standard cell library software.                       |
| 97   | Business devastation<br>Ball, Ball, Brosamer, Inc. v. Myles Lorentz, Inc.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | District Court, City and County of Denver, Colorado; Civil Action #93 CV 1234 (1995) | Holland & Hart/Robert Benson, Ian Karpel   | Analysis of factors contributing to defendant's bankruptcy.  |
| 98   | California Business & Professions Code § 17200<br>Adam Schwartz v. VISA International Corp., MasterCard International, Inc. et al. [Class Action] | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | Superior Court of California, County of Alameda; Case No. 822404-4 (2001)            | Schrag & Baum/Tom Schrag; Steyer Lowenthal Boodrookas Alvarez & Smith/Allan Steyer; Millberg Weiss/Chris Burke | Prepare cost and profitability analysis of multicurrency conversion settlement system.                               |
| 99   | Complaint for Indemnity<br>Cleghorn Bar Enterprises, et al. v. Garlock, et al.  | P | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/> | California Superior Court, County of San Francisco; Case No. CGC 04-432322 (2005)    | Kastner Banchemo / Jeff Banchemo   | Forensic accounting analysis. Determine amounts owing plaintiffs.  |
| 100  | Copyright Infringement<br>Oracle America, Inc. v. Terix Computer Company, Inc.  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of California, Case No. CV 13 3385            | Hopkins & Carley / John Picone, Jennifer Coleman, Cary Chien   | Analysis of damages regarding defendant's alleged copyright infringement of Oracle software.                         |
| 101  | Copyright infringement<br>Yield Dynamics v. Macrovision, et al.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | United States District Court, Northern District of California (2003)                 | Russo & Hale / Tim Hale  | Analysis of plaintiff's damages due to defendant's alleged use of plaintiff's software code.                         |
| 102  | Dealer termination<br>Bayshore Ford Truck Sales, Inc. et al. v. Ford Motor Company [Class Action]   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, District of New Jersey; Case No. 99 cv 741 (JCL)                | Kronick, Moskovitz, Tiedemann & Girard/Bill Kershaw, Lyle Cook, Jonathan Renner                                | Calculate damages for class of truck dealers regarding Ford's sale of its heavy duty truck business to Freightliner. |
| 103  | Dealer termination<br>Blount v. Oregon Tractor  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Oregon Circuit Court, Multnomah County (1992)  | Perkins Coie/Chris Angius  | Determine damages due to plaintiff's alleged wrongful termination of franchise agreement.                            |
| 104  | Dealer termination<br>Lusk v. Jiffy Lube  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | California Superior Court, Sacramento County (1992)                                  | Porter, Scott, Weibert & Delehart  | Analysis of plaintiff's damages due to termination of franchise agreement.   |
| 105  | Dealer termination<br>Meyers v. UNOCAL  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Oregon (1991)   | James, Denecke & Harris/Roger Harris   | Analysis of plaintiff's damages due to termination of franchise agreement. Business valuation.                       |
| 106  | Dealer termination<br>The Communications Group v. GTE Mobilnet  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Oregon Circuit Court, Multnomah County (1992)  | Lane Powell Spears Lubersky/Met Wilson, George Kirkland  | Analysis of plaintiff's damages due to termination of franchise agreement.   |
| 107  | Dissenting minority shareholder<br>Benchmark Designs of California v. D.W. Industries, Inc., et al.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | Oregon Circuit Court, Multnomah County; Case No. 9408-05328 (1995)                   | Larry Sokol & Associates/ Larry Sokol  | Valuation of minority shareholder interest.  |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit  | * | Testimony                           |                          |                                     | Court   | Law Firm   | Work Performed   |
|------|--|---|-------------------------------------|--------------------------|-------------------------------------|---|--|--|
|      |  |   | Dep                                 | T                        | Dec                                 |   |  |  |
| 108  | Eminent domain<br>State of California v. Bio-Rad                                     | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Alameda Superior Court, California (1992)   | Law offices of James Whitaker/Jim Whitaker                                 | Determine damages resulting from state of California seizing defendant's land through eminent domain in connection with construction of highway. |
| 109  | Environmental contamination<br>General Electric                                      | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | N/A (1995)  | GE in-house counsel  | Estimate costs to remediate contaminated sites.  |
| 110  | Environmental contamination<br>Lowe's Home Centers, Inc. v. General Electric Company | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of Georgia; Case No. 4:98-CV-0028-HLM (2000)                 | Williams & Connolly/Steve Kunej, Bob Shaughnessy                           | Rebut plaintiff's lost profits damages analysis regarding lost opportunity to open a Lowes superstore in Rome, GA.                               |
| 111  | False advertising / Lanham Act<br>NEC Technologies v. Samsung                        | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of Illinois (2001)   | Bates & Carey/Richard Nicolaides   | Analysis of plaintiff's damages due to defendant's false advertisements re flat panel pc monitors.   |
| 112  | Fifth Amendment Takings<br>Michael Etchegoinberry, et al. v. The United States       | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. Court of Federal Claims; Case No. 11-564C  | Kershaw Cutter and Ratinoff / Bill Kershaw                                 | Analysis of proposed settlement.   |
| 113  | Fraud<br>Callaway v. Mercedes Benz USA, LLC, et al. [Class Action]                   | P | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, Northern District of California; Case no. Case No. 8:14-cv-02011 JVS (DFMx)    | Eagan Avenatti, LLP / Scott Sims, Jason Frank                              | Calculate damages due class due to defendant's failure to disclose defect in seat heaters.   |
| 114  | Fraud<br>Damerow Ford v. Prebble   | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1989)   | Schwabe, Williamson & Wyatt/Tom Dulcich, Peter Ozanne                      | Forensic accounting. Investigation of possible fraud by operating partner of auto dealership.  |
| 115  | Fraud<br>Eulrich v. Snap-On Tools Corp.  | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Linn County (1990)  | Spears, Lubersky, Bledsoe, Anderson, Young & Hilliard/Milo Petranovich     | Determine damages due to defendant's alleged wrongful termination of franchise agreement.  |
| 116  | Fraud<br>First Interstate Bank of Oregon v. C&B Livestock, Inc.                      | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | N/A (1991)  | Weiss, Jensen, Ellis & Botteri/Charlie Starkey                             | Forensic accounting. Analysis of defendant's financial reporting.  |
| 117  | Fraud<br>Hammersmith v. Taco Bell Corp.  | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Oregon (1990)  | Skadden, Arps, Slate, Meagher & Flom                                       | Determine damages due to defendant's alleged wrongful termination of franchise agreement.  |
| 118  | Fraud<br>In Re Lenovo Adward Litigation [Class Action]                               | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California, San Jose Division; Case no. 5:15-md-02624-RMW | Girard Gibbs / Elizabeth Kramer; Cotchett, Pitre & McCarthy / Matt Edling. | Calculate damages due class due to inclusion of adware / spyware in Lenovo laptops.  |
| 119  | Fraud<br>PG&E v. Satrap  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Pre-litigation (1989)   | PG&E's Internal Audit Department   | Forensic accounting. Analysis of terms of natural gas contracts PG&E entered into with gas suppliers.  |
| 120  | Fraud<br>Pioneer Liquidating Corporation v. San Diego Trust & Savings Bank, et al.   | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | United States District Court, Southern District of California; Case No. 94-361 (1995)               | Post, Kirby, Noonan & Sweat/David Noonan, Steve Sanchez                    | Analysis of check kiting scheme. Analyze and respond to plaintiff's damages theories and calculations.   |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit                           | *  | Testimony |                                     |                                     | Court                               | Law Firm  | Work Performed   |  |
|------|-----------------------------------|--|-----------|-------------------------------------|-------------------------------------|-------------------------------------|---|--|--|
|      |                                   |  | Dep       | T                                   | Dec                                 |                                     |   |  |  |
| 121  | Fraud                             | Sharon Scofield, et al. v. Hammer Lane RV and Mini Storage LP, et al.                        | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court of California, County of Sacramento; Case No. 34-2012-00124071                 | Peterson Martin and Reynolds / Kurt Peterson                                       | Forensic accounting analysis of mini-storage limited partnership property. Calculate damages.  |
| 122  | Fraud                             | Shuxin Li v. EFT Holdings, Inc. [Class Action]   | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | U.S. District Court, Central District of California; Case No. 2:15-CV-00727-DSF-CWx           | Locke Lord / John Hulihan; Howarth & Smith / Don Howarth, Paddy Glaspy, Jess Walsh | Analysis of class damages due to defendant's sales of products and memberships through endless chain scheme.   |
| 123  | Fraud                             | State of Oregon v. Vendu Services, Inc.  | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Oregon Circuit Court, Marion County (1993)  | Oregon State Attorney General/Gene Ebersole  | Forensic accounting; calculation of defendant's unreported sales revenue.  |
| 124  | Fraud, breach of contract         | Jo Edward Enterprises, Inc. v. Ball, Ball, Brosamer, Inc., et al.                            | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | District Court, City and County of Denver, Colorado; Civil Action #9 CV 4495 (1995)           | Holland & Hart/Robert Benson, Todd Miller  | Forensic accounting. Analysis of invoice and payment transactions.   |
| 125  | Fraud, Securities Laws Violations | Securities and Exchange Commission v. Sunwest Management, Inc., et al.                       | D         | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, District of Oregon; Case No. 09-CV-6056                                  | Ball Janik, LLP / Rick Stone, Tony Summers, Robert Taylor                          | Perform forensic accounting analysis.  |
| 126  | Fraud, Unfair Business Practices  | Paul Miller v. Bank of America [Class Action]  | P         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Superior Court of California; San Francisco County; Case No. 301917                           | The Sturdevant Law Firm/Jim Sturdevant, Mark Johnson, Jesper Rasmussen             | Determine NSF fees charged to class. Profitability analysis.   |
| 127  | Fraudulent transfer               | Dorothee Dary, et al. v. William and Lee Ann Gilbert, et al.                                 | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court of California; San Mateo County; Case No. 406876                               | Werner & Burke/Ryan Werner, Joe Burke  | Determine goodwill value of saloon.  |
| 128  | Good Faith And Fair Dealing       | Checking Account Overdraft Litigation MDL No. 2036 (BancorpSouth Bank) [Class Action]        | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Southern District of Florida; Case No. 1:09-MD-02036 JLK                 | Kopelowitz Ostrow Ferguson Weiselberg Keechl / Jonathan Streisfeld                 | Develop methodologies to measure overdraft fee damages due to defendant bank's alleged wrongful practice of posting debits to customer accounts in high-to-low order of dollar amount. |
| 129  | Good Faith And Fair Dealing       | Checking Account Overdraft Litigation MDL No. 2036 (Capital One) [Class Action]              | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Southern District of Florida, Miami Division; Case No. 1:09-MD-02036 JLK | Golomb & Honik / Ken Grunfeld; Golomb & Honik; Grossman Roth, P.A. / Bobby Gilbert | Develop methodologies to measure overdraft fee damages due to defendant bank's alleged wrongful practice of posting debits to customer accounts in high-to-low order of dollar amount. |
| 130  | Good Faith And Fair Dealing       | Checking Account Overdraft Litigation MDL No. 2036 (Union Bank of California) [Class Action] | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Southern District of Florida; Case No. 1:09-MD-02036 JLK                 | Lieff, Cabraser, Heimann & Bernstein / Roger Heller, Michael Sobol                 | Develop methodologies to measure overdraft fee damages due to defendant bank's alleged wrongful practice of posting debits to customer accounts in high-to-low order of dollar amount. |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit  | *   | Testimony |                                     |                          | Court                               | Law Firm   | Work Performed   |  |
|------|--|---|-----------|-------------------------------------|--------------------------|-------------------------------------|--|--|--|
|      |  |   | Dep       | T                                   | Dec                      |                                     |  |  |  |
| 131  | Good Faith And Fair Dealing                                  | In Re: Chase Bank USA, N.A. "Check Loan" Contract Litigation [Class Action] | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. 09-cv-02032 MMC; MDL NO. 2032 | The Sturdevant Law Firm / Jim Sturdevant; Green Welling / Robert Green; Lieff Cabraser Heimann & Bernstein / Roger Heller. | Analysis of damages due plaintiff borrowers due to Chase Bank's change in terms of "Check Loan" agreements.  |
| 132  | Insurance claim  | Christensen Yachts v. New Hampshire Insurance                               | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Arbitration (1992)   | N/A  | Determine economic impact on yacht manufacturer following destruction of manufacturing facility by fire.   |
| 133  | Intellectual property  | Virgin Vision, Ltd. v. The Samuel Goldwyn Co.                               | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | California State Superior Court, Los Angeles County; No. BC-013701 (1994)                    | Law Offices of James P. Tierney/Susan Cleary   | Determine damages due to defendant's failure to post listing in film credits.  |
| 134  | Intentional interference with prospective business advantage | Phase Metrics, Inc. v. Magnetic Recording Solutions, Inc., et al.           | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. C-98-1799-CAL                 | Hoge, Fenton, Jones & Appel/Howard Lloyd, Bill Bretschneider   | Calculate plaintiff's damages resulting from defendant's interfering with plaintiff's contract with third party concerning sale of hard disk drive testing equipment manufacturer.       |
| 135  | Interference with Prospective Economic Advantage             | Asahi Kasei Pharma Corporation v. Actelion LTD, et al.                      | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | California Superior Court, San Mateo County; Case No. CIV 478533                             | Morgan Lewis & Bockius / Ben Smith, Chris Banks  | Analysis of damages due to Actelion's alleged interference with Asahi's contract with CoTherix to develop the drug Fasudil for the treatment of pulmonary arterial hypertension ("PAH"). |
| 136  | Labor law violations   | David Cooke, et al. v. Fremont Rideout Health Group [Class Action]          | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | California Superior Court, County of Yuba; Case No. 08-0000278                               | Kershaw, Cutter & Ratinoff / Bill Kershaw, Lyle Cook   | Calculate plaintiff class damages due to defendant's alleged failure to compensate certain employees pursuant to California wage and hour laws.  |
| 137  | Labor law violations   | Janis S. McLean v. State of California, et al. [Class Action]               | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | Superior Court, State of California, Sacramento County; Case No. 34-2012-00119161            | Kershaw, Cutter & Ratinoff / Bill Kershaw  | Develop methodology to identify class members and measure statutory damages related to defendant's failure to pay timely wages due upon termination.                                     |
| 138  | Labor law violations   | Jason Campbell, et al. v. PricewaterhouseCoopers, LLP [Class Action]        | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Eastern District of California, Case No.: 06-CV-02376-LKK-GGH           | Kershaw, Cutter & Ratinoff LLP / Bill Kershaw  | Calculate plaintiff class damages due to PWC's alleged failure to compensate certain employees pursuant to California wage and hour laws.  |
| 139  | Labor law violations   | Julie Campanelli, et al. v. The Hershey Company [Class Action]              | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. 08-cv-01862-WDB               | The Brandi Law Firm / Thomas Brandi, Brian Malloy  | Analysis of overtime wages due.  |

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| Type | Lawsuit  | * | Testimony                           |                          |                          | Court  | Law Firm  | Work Performed  |
|------|--|---|-------------------------------------|--------------------------|--------------------------|--|---|---|
|      |  |   | Dep                                 | T                        | Dec                      |  |   |   |
| 140  | Labor law violations<br>Yelena Lebedchik, et al., v. Pacific Bell Telephone Co. [Class Action] | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Eastern District of California; Case No. 2-07-CV-392            | Kershaw, Cutter & Ratinoff / Brooks Cutter  | Analysis of class damages due Pacific Bell's alleged violation of California labor laws.  |
| 141  | Lanham Act<br>Collegenet, Inc. v. Embark.com, Inc.   | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Oregon; Case No. CV 00 981 ST                                   | Stoll, Stoll, Berne, Lokting & Shlachter/Robert Stoll   | Determine plaintiff's damages due to alleged false statements by defendants regarding online college application website service. |
| 142  | Lanham Act<br>Monogram Aerospace Fasteners, Inc. v. The Fairchild Corporation                  | D | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | Los Angeles Superior Court (2001)  | Irell & Manella/Tom Foley, Mike Ermer   | Determine plaintiff's damages due to wrongful termination notice.   |
| 143  | Lanham Act<br>Southland Sod Farms v. Stover Seed Company, et al.                               | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Central District of California; Civil No. 92-4894-JMI (1994)    | Nordman, Cormony, Hair & Compton/Bob Compton  | Determine damages due to defendant's alleged false advertising regarding proprietary grass seed.                                  |
| 144  | Lanham Act<br>Tube Forgings, Inc. v. Weldbend, Inc.  | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Oregon (1992)   | Mayer, Brown & Platt/Tom McNeill  | Determine damages due to defendant's alleged false advertising regarding carbon steel butt-weld pipe fittings.                    |
| 145  | Legal malpractice<br>Chain Tool Co. v. Workman, Nydegger & Jensen, et al.                      | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | Third District Court, Utah (1990)  | Wilkins, Oritt & Headman/Jeff Oritt   | Determine damages due to defendant law firm's failure to procure foreign patent protection for U.S. patented chain tool device.   |
| 146  | Legal malpractice<br>Dr. Magda Botez v. Herzfeld & Rubin, International Housing Systems, Inc.  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | Superior Court of the State of California, County of Los Angeles; Case No. BC 192893 | Green, Broillet, Taylor, Wheeler & Panish/Bruce Broillet, Scott Carr  | Prepare valuation analysis of hotel/spa opportunity in Romania.   |
| 147  | Lender liability<br>First Interstate Bank of Oregon v. Haynes & Waldon Farms, Inc.             | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | Oregon Circuit Court, Deschutes County (1989)  | Marceau, Karnopp, Peterson, Noteboom & Hubel/Martin Hansen  | Forensic accounting. Determine cause of failure of defendant's potato farming operation.  |
| 148  | Lender liability<br>Hrebec Properties, Inc. v. First Interstate Bank of California             | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | Oregon Circuit Court, Multnomah County (1991)  | Lane Powell Spears Lubersky/Bob Maloney   | Calculate damages due to defendant's alleged breach of contract to provide funding for construction of apartment complex.         |
| 149  | Libel<br>JRS Products v. Network Office Systems  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | Sacramento County Superior Court, California; Case No. 95 AS 04411 (1997)            | Law Offices of Richard Hart/ Richard Hart   | Compute plaintiff's lost profits.   |
| 150  | Marital dissolution<br>McCaw v. McCaw  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | King County Superior Court, Washington; Case No. 95-3-07235-0 SEA (1997)             | Perkins Coie; Danielson, Harrigan & Tollefson; Kinzel, Allan, Skone & Searing; Law Offices of Gordon Wilcox | Investigatory accounting regarding divorce.   |
| 151  | Marital dissolution<br>Orem v. Orem  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | Oregon Circuit Court, Klamath County (1993)  | James, Denecke & Harris/Richard Urrutia   | Business valuation; valuation of marital estate.  |

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| Type | Lawsuit   | * | Testimony                |                          |                                     | Court   | Law Firm  | Work Performed  |
|------|---|---|--------------------------|--------------------------|-------------------------------------|---|---|---|
|      |   |   | Dep                      | T                        | Dec                                 |   |   |   |
| 152  | Marital dissolution<br>Sohn v. Sohn   | P | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Douglas County (1991)   | Hutchinson, Anderson, Cox, Parrish & Coons  | Business valuation.   |
| 153  | Misappropriation of intangible assets<br>E.L. Hamm & Associates, Inc. v. American Management Systems, Inc., et al.  | D | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Eastern District of Virginia, Norfolk Division; Case No. 2:98cv1046    | Shaw Pittman Potts & Trowbridge/Ralph Taylor; Kaufman & Canoles/Steve Noona         | Rebut plaintiff's damages analysis regarding valuation of computer graphics marketing material.   |
| 154  | Partnership dissolution<br>Franklin v. Johnny Limbo & The Lugnuts   | P | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1994)   | Jolles, Sokol & Berstein/Bernie Jolles  | Prepare valuation analysis of band member's interest in partnership.  |
| 155  | Patent Infringement<br>Adaptix, Inc. v. Alcatel-Lucent USA, Inc. et al.   | D | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Eastern District of Texas (Tyler Division); Case No. 6:12-cv-00022-LED | Quinn Emanuel / Stephen Swedlow, Marc Kaplan  | Calculate reasonable royalty damages regarding patents related to 4G cellular network switching technology.   |
| 156  | Patent Infringement<br>Advanced Micro Devices, Inc., et al. v. Samsung Electronics Co., LTD., et al.                | P | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. CV-08-0986-SL                | Robins, Kaplan, Miller & Ciresi / Bill Manning, Eric Jackson                        | Calculate reasonable royalty damages due to Samsung's alleged infringement of patents related to memory, microprocessor and digital display technologies.   |
| 157  | Patent Infringement<br>Allvoice Developments US, LLC v. Microsoft Corp.   | P | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Washington (Western District); Case No. C10-2102RAJ                    | Susman Godfrey / Ian Crosby, Rachael Black; Gardere Wynne Sewell LLP / Chris Perque | Analysis of reasonable royalty damages due to Microsoft's alleged infringement of patented technology related to speech recognition.  |
| 158  | Patent Infringement<br>Altana Pharma, AG and Wyeth v. Teva Pharmaceuticals USA, Inc. and Teva Pharmaceuticals, Ltd. | D | <input type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, District of New Jersey; Case No. 04-2355                               | Merchant & Gould / Chris Sorenson   | ANDA case. Provide declaration testimony regarding methodologies and ability to quantify patent infringement damages allegedly resulting from introduction of generic version of Protonix (Pantoprazole). |
| 159  | Patent Infringement<br>Ameranth, Inc. v. Genesis Gaming Solutions, Inc. et al.                                      | D | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Central District of California; Case No. SACV11-0189 AG (RNBx)         | Law Office of David B. Abel / David Abel  | Analysis of reasonable royalty damages regarding defendant's alleged infringement of patents related to casino gaming management software.  |
| 160  | Patent Infringement<br>American Video Graphics v. Microsoft   | P | <input type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Eastern District of Texas; Case No. 6:05cv006 LED                      | McKool & Smith / Chris Harrington   | Calculation of damages due to Microsoft's infringement of patents regarding pre-emptive multitasking in a computer operating system.  |

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| Type | Lawsuit             | *   | Testimony |                                     |                                     | Court                               | Law Firm   | Work Performed   |   |
|------|---------------------|---|-----------|-------------------------------------|-------------------------------------|-------------------------------------|--|--|---|
|      |                     |   | Dep       | T                                   | Dec                                 |                                     |  |  |   |
| 161  | Patent Infringement | Apple Computer, Inc. v. Burst.com, Inc.                               | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | U.S. District Court, Northern District of California; Case No. 06-CV-00019 MHP                     | Susman Godfrey / Floyd Short                                 | Analysis of reasonable royalty damages due to Apple's alleged infringement of Burst.com's patents related audio and video data storage and transmission.            |
| 162  | Patent Infringement | Atari Corporation v. Sega of America, Inc.                            | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California (1994)  | Flehr, Hohbach, Test, Albritton & Gerbert/Richard Doyle, Jr. | Calculate reasonable royalty damages related to patented video game technology.   |
| 163  | Patent Infringement | Atari v. Nintendo   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern California (1992)  | Knobbe, Martens, Olson & Bear                                | Calculate reasonable royalty damages related to patented video game technology.   |
| 164  | Patent Infringement | Avia v. Nike, Inc.  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon (1992)   | Baker & Botts/Scott Partridge, Tim Durst                     | Calculate reasonable royalty damages regarding air sole shoe technology.  |
| 165  | Patent Infringement | Brandeis University, et al. v. East Side Ovens, Inc., et al.          | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. Dist. Court, Northern Dist. Of Illinois; Case No. 1:12-CV-01508                               | Quarles & Brady LLP / Matt Duchemin                          | Analysis of damages due to defendants' alleged infringement of patents related to improving cholesterol levels in food products.                                    |
| 166  | Patent Infringement | Brent Townshend v. Rockwell Semiconductor Systems, Inc., et al.       | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court of California, County of San Mateo (1998)   | Wilson Sonsini Goodrich & Rosati/Ken Wilson, Betsy Lear      | Calculate lost profits and reasonable royalty damages due to Rockwell's infringement of Townshend's patents regarding 56k modem technology.                         |
| 167  | Patent Infringement | Callpod, Inc. v. GN Netcom, Inc., et al.                              | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of Illinois, Eastern Division; Case No. 06CV4961            | Arnold & Porter / Monty Agarwal, Aaron Schur                 | Determine reasonable royalty damages due to GN Netcom's alleged infringement of Callpod's patented invention related to wireless multi-user conferencing devices.   |
| 168  | Patent infringement | Callpod, Inc. v. T Technology, Inc., et al., (GN Netcom)              | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. Dist. Court, Eastern District of Texas, Marshall Division; Case No. 2:11-cv-00326-JRG-RSP     | Haynes and Boone LLP / Bill Nash, Adam Sencenbaugh           | Calculation of damages due to GN Netcom's alleged infringement of patents relating to wireless conference calling.  |
| 169  | Patent infringement | Convolve, Inc. v. Dell, Inc., et al.                                  | P         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Eastern District of Texas, Marshall Division; Civil Action No. 2:08-cv-244    | Robins Kaplan Miller & Ciresi / Jim Anderson, Anna Carr      | Analysis of reasonable royalty damages due to defendants' alleged infringement of Convolve's patented technology regarding acoustic management in hard disk drives. |
| 170  | Patent Infringement | Cryptography Research, Inc. v. VISA International Service Association | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California (San Jose Division); Case No. 05:C-04-4143 JW | Mayer Brown / Brandon Baum                                   | Determine reasonable royalty damages due to VISA's alleged infringement of patented technology regarding smart card security features.                              |

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| Type | Lawsuit             | *  | Testimony |                                     |                                     | Court                    | Law Firm  | Work Performed  |   |
|------|---------------------|--|-----------|-------------------------------------|-------------------------------------|--------------------------|---|---|---|
|      |                     |  | Dep       | T                                   | Dec                                 |                          |   |   |   |
| 171  | Patent Infringement | Cylink Corporation v. RSA Data Security, Inc.                | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of California (1995)   | Tomlinson, Zisko, Morosoli & Maser/Jim Busselle, Tom Moore    | Calculate reasonable royalty damages regarding data encryption technology.  |
| 172  | Patent Infringement | Datascape v. Avaya   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | n/a (prelitigation license negotiation)   | Robins Kaplan Miller & Ciresi / Steve Risley, Scott Culpepper | Analysis of reasonable royalty damages due to Avaya's' alleged infringement of Datascape's patented technology regarding WAP enabled cell phones.                                     |
| 173  | Patent Infringement | Datascape, Inc v. Sprint Nextel Corporation, et al.          | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Georgia, Atlanta Division / Civil Action File No. 1:07-CV-0640-CC | Robins Kaplan Miller & Ciresi / Jim Anderson, Heidi Raschke   | Analysis of reasonable royalty damages due to Sprint's alleged infringement of Datascape's patented technology regarding WAP enabled cell phones.                                     |
| 174  | Patent Infringement | Datascape, Inc. v. Kyocera Wireless Corp., Inc.              | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Georgia. Civil Action No. 1:05-CV-1651-CC                         | Robins Kaplan Miller & Ciresi / Steve Risley, Scott Culpepper | Determine reasonable royalty damages due to Kyocera's infringement of portfolio of patents related to WAP enabled cellular telephones.  |
| 175  | Patent Infringement | Datascape, Inc. v. Sharp Electronics                         | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | n/a (prelitigation license negotiation)   | Robins Kaplan Miller & Ciresi / Jim Anderson                  | Analysis of reasonable royalty damages due to Sharp's alleged infringement of Datascape's patented technology regarding WAP enabled cell phones.                                      |
| 176  | Patent Infringement | Datascape, Inc. v. Sony Ericsson Mobile Communications, Inc. | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Georgia. Case No. 1:05-CV-3317-CC                                 | Robins Kaplan Miller & Ciresi / Steve Risley, Scott Culpepper | Determine reasonable royalty damages due to Sony Ericsson's infringement of portfolio of patents related to WAP enabled cellular telephones.  |
| 177  | Patent Infringement | Datascape, Inc. v. UTStarcom, Inc.                           | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Georgia. Case No. 1:05-CV-3164-CC                                 | Robins Kaplan Miller & Ciresi / Steve Risley, Scott Culpepper | Determine reasonable royalty damages due to UTStarcom's infringement of portfolio of patents related to WAP enabled cellular telephones.  |
| 178  | Patent Infringement | e2Interative, Inc., et al., v. Blackhawk Network, Inc.       | P         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Wisconsin (Western District); Case No. 09-cv-629-slc                                   | Alston & Bird / Robin McGrath                                 | Analysis of lost profits and reasonable royalty damages related to Blackhawk's alleged infringement of patented technology related to gift cards and prepaid telephone calling cards. |
| 179  | Patent Infringement | Eastman Kodak Company v. Sony Corporation                    | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Eastern District of Texas (1993)   | Jones, Day, Reavis & Pogue/Jim Wamsley, Leo Aggazino          | Calculate reasonable royalty damages regarding microgap camcorder technology.   |

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| Type | Lawsuit             | *  | Testimony |                                     |                                     | Court                    | Law Firm   | Work Performed   |   |
|------|---------------------|--|-----------|-------------------------------------|-------------------------------------|--------------------------|--|--|---|
|      |                     |  | Dep       | T                                   | Dec                                 |                          |  |  |   |
| 180  | Patent Infringement | Elantech Devices Corporation v. Synaptics, Inc.                                  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of California; Case No. C 06-01839                        | Morrison & Foerster / Karl Kramer                            | Analysis of lost profits and reasonable royalty damages due to Synaptics's alleged infringement of Elantech's patents related to touch sensor pads. |
| 181  | Patent Infringement | Electro Scientific Industries, Inc. v. Dynamic Details, Inc., GSI Lumonics, Inc. | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Central District of California; No. SACV00-272 AHS (2001)                   | Knobbe, Martens, Olson & Bear/Don Martens, Paul Stewart      | Rebut patentee's lost profits and reasonable royalty damages analysis re patent for microvia laser drilling system.                                 |
| 182  | Patent Infringement | Elk Industries, Inc. v. Glenayre Electronics, Inc.                               | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Southern District of Florida (1993)   | Christensen O'Connor Johnson Kindness/Jim Uhler              | Calculate reasonable royalty damages regarding electronic aviation technology.  |
| 183  | Patent Infringement | Engineered Products Co., v. Donaldson Company, Incorporated.                     | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Iowa; Case No. 98-2106MJM (2000)                       | Robins, Kaplan, Miller & Ciresi/Annamarie Daley, Ken Hall    | Rebut plaintiff's lost profits and reasonable royalty analysis re air restriction indicators.   |
| 184  | Patent infringement | Enovsys LLC v. AT&T Mobility, Inc., et al.                                       | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. Dist. Court, Central Dist. Of California; Case No. CV11-05210 DDP                           | Baker & Botts / B. C. Boren, Kevin Cadwell, Jon Swenson      | Calculate damages due to AT&T's alleged infringement of patents related to location based services on mobile devices.                               |
| 185  | Patent Infringement | Enterasys Networks, Inc. v. Foundry Networks, Inc. and Extreme Networks, Inc.    | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, District of Massachusetts (Eastern Division); Civil Action No. 05 11298 DPW | Robins Kaplan Miller & Ciresi / Jim Anderson, Chris Sullivan | Determine patent infringement damages due to defendants' alleged infringement of patented network switch technology.                                |
| 186  | Patent Infringement | Extreme Networks, Inc. v. Enterasys Networks, Inc.                               | D         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Western District of Wisconsin; Civil Action No. 07-C-0229-C                 | Robins Kaplan Miller & Ciresi / Jim Anderson, Chris Sullivan | Determine reasonable royalty damages due to Extreme Networks' alleged infringement of patents relating to layer 2 / layer 3 network switches.       |
| 187  | Patent Infringement | Georgia-Pacific Consumer Products LP v. The Clorox Company                       | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Northern District of Georgia, Atlanta Division; Case No. 1:08-CV-176        | Robins Kaplan Miller & Ciresi / Jim Anderson                 | Determine reasonable royalty damages due to Clorox's alleged infringement of patent regarding container design for dispensing disinfectant wipes.   |
| 188  | Patent Infringement | GeoTag, Inc. v. Aromatique, Inc., et al.   | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, Eastern District of Texas, Marshall Division, Case No. 2:10-cv-00570-JRG    | Alston Bird / Kamran Jivani, Josh Weeks                      | Analysis of reasonable royalty damages.   |
| 189  | Patent Infringement | Globetetrust LLC v. AT&T Services, Inc., et al                                   | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/> | U.S. District Court, District of Delaware; Case No. 1:12-cv-01234-UNA                            | Baker & Botts / Kevin Cadwell, Roger Fulghum, Bill Rothwell  | Analysis of patent infringement damages due to AT&T's infringement of patents related to optical fiber technology.                                  |

**BRUCE L. McFARLANE**  
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| Type | Lawsuit             | *  | Testimony |                                     |                          | Court                    | Law Firm   | Work Performed  |  |
|------|---------------------|--|-----------|-------------------------------------|--------------------------|--------------------------|--|---|--|
|      |                     |  | Dep       | T                                   | Dec                      |                          |  |   |  |
| 190  | Patent Infringement | GraphOn Corp. v. Autotrader.com, Inc.  | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Eastern District of Texas, Civil Action No. 2:05-CV-530 (JTW)                       | Watson Rounds / Michael Rounds  | Determine reasonable royalty damages due to Autotrader's alleged infringement of GraphOn patents related to automated online service and directory technology. |
| 191  | Patent infringement | GraphOn Corporation v. Juniper Networks, Inc.  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Eastern District of Texas, Marshall Division; Case No: 2:07-CV-373-TJW-CE           | Watson Rounds / Michael Rounds; Vanek   Vickers   Masini / Joe Vanek. | Calculate royalty damages due GraphOn due to Juniper Network's alleged infringement of GraphOn's patents related to networking device technology.              |
| 192  | Patent Infringement | GunVault, Inc. v. Windrode Enterprises, Inc. d/b/a Bulldog Cases                                 | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Central District of California; Case No. 5:12-cv-01459-GHK-RZ                       | Owens & Tarabichi / David Owens                                       | Respond to GunVault's patent infringement damages analysis regarding Wintrade's infringement of patent related to latch mechanism on gun vaults.               |
| 193  | Patent Infringement | Hemopet v. Hill's Pet Nutrition, Inc.  | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Central District of California, Southern Division; Case No. SACV12-01908 JST (JPRx) | Susman Godfrey / Joe Grinstein, Frances Lewis, John Lahad             | Calculation of reasonable royalty damages due to infringement of patents related to use of genomic data in developing nutritional pet food.                    |
| 194  | Patent Infringement | Hemopet v. Nestle' Purina Petcare Company  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Central District of California, Southern Division; Case No. 8:12-cv-01907-JST-JPR   | Susman Godfrey / Joe Grinstein, Frances Lewis, John Lahad             | Calculation of reasonable royalty damages due to infringement of patents related to use of genomic data in developing nutritional pet food.                    |
| 195  | Patent Infringement | HPD Laboratories, Inc. v. The Clorox Company   | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court; Northern District of California (2001)  | Morrison & Foerster/Mike Carlson, Brooks Beard                        | Determine lost profits and reasonable royalty damages due to defendants infringement of patents regarding toilet bowl cleaner technology.                      |
| 196  | Patent Infringement | Huse v. Stratagene   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | California Superior Court, San Diego County (1991)   | Pillsbury, Madison & Sutro/Ina Risman                                 | Calculate reasonable royalty damages regarding cloning technology.   |
| 197  | Patent Infringement | Intel Corporation and Dell, Inc. v. Commonwealth Scientific and Industrial Research Organization | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Eastern District of Texas, Tyler Division; Case No. 6:06-cv-0055 1-LED              | Townsend and Townsend and Crew / Dan Furniss, Louise Ma, Rob Tadlock  | Determine reasonable royalty damages due to Intel's alleged infringement of patented wireless 802.11 technology.   |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit             | *  | Testimony |                                     |                                     | Court                               | Law Firm  | Work Performed  |   |
|------|---------------------|--|-----------|-------------------------------------|-------------------------------------|-------------------------------------|---|---|---|
|      |                     |  | Dep       | T                                   | Dec                                 |                                     |   |   |   |
| 198  | Patent Infringement | Intergraph Corporation v. Intel Corporation  | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of Alabama; Case No. CV 97-N-3023-NE (1999)                | Townsend, Townsend & Crew/Bill Jaeger, Rick Grossman, Bill Bohler; McDermott Will & Emory / Steve Akerley | Determine reasonable royalty damages due to Intel's alleged infringement of Intergraph's Clipper patents related to multiple caching strategies used in microprocessors. Determine reasonable royalty damages due to Intergraph's alleged infringement of Intel patents related to RAID and graphics patents. |
| 199  | Patent Infringement | Intergraph Hardware Technologies Company v. Hewlett-Packard Company, et al.                | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Eastern District of Texas, Marshall Division; Case No. 2-02CV-312 TJW (2004) | Robins Kaplan Miller & Ciresi / Bill Manning, Jim Anderson, Eric Jackson, Bill Marino                     | Determine reasonable royalty damages for Intergraph's Clipper patents related to multiple caching strategies used in microprocessors.   |
| 200  | Patent Infringement | Japan Cash Machine Co., Ltd, JCM American Corporation v. MEI, Inc.                         | P         | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, District of Nevada; Civil Action No. 2:05-cv-01433 (RCJ)                     | Watson Rounds / Mike Rounds; DLA Piper / David Abel   | Analysis of plaintiffs' damages due to MEI's alleged infringement of plaintiffs' patents pertaining to bill validators used in casino gaming devices.   |
| 201  | Patent Infringement | Johnson v. Anderson  | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | California Superior Court, San Francisco County (1993)  | Walter Moeller/Bill Caspari   | Calculate reasonable royalty regarding wood stove design technology.  |
| 202  | Patent Infringement | Juniper Networks, Inc. v. GraphOn Corporation and Vertical Marketing, Inc.                 | D         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, District of Virginia, Alexandria Division; Case No. 1:09cv287 GBL/TRJ        | Watson Rounds / Michael Rounds; Manek, Vickers & Masini / Joe Vanek                                       | Analysis of reasonable royalty damages Juniper suffered as a result of GraphOn's alleged infringement of Juniper's patent related to data transmission in computer networks.  |
| 203  | Patent Infringement | K2 Corporation v. Salomon S.A., et al.   | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Western District of Washington; Case No. C98-1781 WD (1999)                  | Christensen O'Connor Johnson Kindness/Ross Boundy; Black, Lowe & Graham/Larry Graham                      | Calculate lost profits and reasonable royalty damages due to Salomon's infringement of K2's patents regarding inline skates.  |
| 204  | Patent Infringement | Marshall Patent Holdings, LLC v. InComm Holdings, Inc. and U.S. South Communications, Inc. | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Eastern District of Texas, Tyler Division; Civil Action No. 6:08-cv-222      | Alston Bird / Robin McGrath, Joe Gleason  | Analysis of reasonable royalty damages due to defendants' alleged infringement of patentee's technology related to prepaid telephone calling cards.   |
| 205  | Patent Infringement | McKesson Information Solutions LLC v. The Trizetto Group, Inc.                             | P         | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court Northern District of Delaware; Case No. 04-1258 (2005)                        | Skadden Arps Slate Meagher & Flom   | Patent infringement damages analysis.   |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit             | *   | Testimony |                                     |                          | Court                               | Law Firm  | Work Performed                                 |   |
|------|---------------------|---|-----------|-------------------------------------|--------------------------|-------------------------------------|---|--|---|
|      |                     |   | Dep       | T                                   | Dec                      |                                     |   |  |   |
| 206  | Patent Infringement | MEI, Inc. v. JCM American Corp, et al.  | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, District of New Jersey; Case No. 1:09-cv-00351                                       | DLA Piper / David Abel                         | Analysis of lost profits and reasonable royalty damages due to JCM's alleged infringement of invention related to currency validators used in gaming devices.                             |
| 207  | Patent Infringement | Microsoft v. Amazon   | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | n/a (pre litigation licensing negotiation)  | Susman Godfrey / Justin Nelson                 | Analysis of reasonable royalty damages due to Amazon's alleged infringement of Microsoft's patented technology used in Amazon's Kindle Reader.  |
| 208  | Patent Infringement | Monticelli v. Pacific Gas & Electric  | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. C94 1754 (1995)                            | PG&E in-house counsel/ Adam Chodorow           | Calculate reasonable royalty regarding cooling tower construction design.   |
| 209  | Patent Infringement | Nichia Corporation v. Seoul Semiconductor, Co., Ltd., Seoul Semiconductor, Inc. | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | United States District Court, Northern District of California. Case No. 3:06-CV-0162 MMC                  | Bingham McCutchen / Beth Parker, Monte Agarwal | Analysis of Nichia's damages resulting from Seoul Semiconductor's alleged infringement of Nichia's design patents regarding high brightness, white side-view LEDs.                        |
| 210  | Patent Infringement | Nova Measuring Instruments, Ltd. v. Nanometrics, Inc.                           | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California, San Francisco Division; Case No. C05 00986 MMC (BZ) | Beck, Ross, Bismonte & Finley                  | Analysis of lost profits and reasonable royalty damages as a result of Nanometrics alleged infringement of patent pertaining to integrated metrology used in semiconductor manufacturing. |
| 211  | Patent Infringement | Nova Science v. Abbott  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | n/a   | Mintz Levin / Mike Renaud                      | Evaluate potential patent infringement damages due to Abbott's assumed infringement of surgical stapler technologies.   |
| 212  | Patent Infringement | Orlaford Limited, et al. V. BBC International, et al.                           | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court Western District of Wisconsin; Civil Action No. 97-C-0540-S (1998)                    | Foley & Lardner                                | Calculate patent infringement damages due to defendant's alleged infringement of patents regarding lights in heels of children's shoes.   |
| 213  | Patent Infringement | Otter Products, LLC v. Mophie, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Colorado. Civil Action No. 1:12-cv-1969  | Turner Boyd / James Beard, Robert Kent         | Determine reasonable royalty damages due to Mophie's alleged infringement of patents related to cell phone case technology.   |
| 214  | Patent Infringement | Pactiv Corporation v. S.C. Johnson  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of Illinois; Case No. 98C-2679 (2000)                              | Jenner & Block/Jim Benak, Andrew Jacobs        | Calculate plaintiff's lost profits and reasonable royalty damages due to defendant's infringement of plaintiff's patent regarding slider zipper food storage bags.                        |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit             | *   | Testimony |                                     |                          | Court                    | Law Firm   | Work Performed   |   |
|------|---------------------|---|-----------|-------------------------------------|--------------------------|--------------------------|--|--|---|
|      |                     |   | Dep       | T                                   | Dec                      |                          |  |  |   |
| 215  | Patent Infringement | Petrosky v. Nike, Inc.  | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Virginia (1991)   | Banner, Birch, McKie & Beckett/Roger Tate, Alan Kantor           | Calculate reasonable royalty damages regarding air sole shoe technology.  |
| 216  | Patent Infringement | Pitney Bowes v. Stamps.com  | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, District of Delaware; Case No. 02-042 JJF (2002)                                    | Irell & Manella/Elliott Brown, Ben Hattenbach                    | Determine reasonable royalty damages due to Stamps' infringement of Pitney patents regarding internet postage.  |
| 217  | Patent Infringement | Pitney Bowes, Inc. v. Hewlett Packard   | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, District of Connecticut; Civil Action No. 395CV01764 (1997)                         | Pennie & Edmonds/Jack Lauter, Steve Harbulak, Garland Stephens   | Calculate reasonable royalty regarding resolution enhancement technology for laser printers.  |
| 218  | Patent Infringement | Precor v. Weider Health & Fitness, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Western District of Washington; Civil No. C91-1743Z (1993)                          | Christensen, O'Connor, Johnson & Kindness/Jim Uhlir, Tom Theisen | Lost profits/reasonable royalty calculation regarding exercise equipment.   |
| 219  | Patent Infringement | Preservation Technologies LLC v. AT&T Services, Inc., et al.U.S. District Court, Central District of California, Southern Division; Case No. SACV11-01860 DOC | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Central District of California, Southern Division; Case No. SACV11-01860 DOC        | Baker & Botts / B. C. Boren, Roger Fulghum, Lisa Kelly           | Calculation of reasonable royalty damages due to infringement of patents related to management of multimedia assets.                                  |
| 220  | Patent Infringement | Real Estate Alliance Ltd And Equias Technology Development LLC v. Move, Inc.  | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Central District of California, Western Division; Case No. 07-02185-GAF             | Alston Bird / Robin McGrath, Wes Achey                           | Analysis of reasonable royalty damages due to Move's alleged infringement of REAL's patents related to interactive mapping technology on realtor.com. |
| 221  | Patent Infringement | RealSource, Inc. v. Best Buy Company, Inc.  | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Western District of Texas, Austin Division, Case No. A0 4CA771 LY                   | Robins Kaplan Miller & Ciresi / Eric Jackson                     | Determine reasonable royalty for patented technology related to gift cards.   |
| 222  | Patent Infringement | Rembrandt Social Media, LP v. Facebook, Inc., Addthis, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. Dist. Court, Eastern Dist. Of Virginia; Case No. 1:13 cv 158  | Fish & Richardson / Bob Hillman, John Goetz                      | Analysis of reasonable royalty damages due to Facebook's alleged infringement of patented technology regarding social media networks.                 |
| 223  | Patent Infringement | Rembrandt Vision Technologies, L.P., v. Johnson & Johnson Vision Care Inc.,   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Middle District of Florida, Jacksonville Division; Case No.: 3:11-cv-00819-J-32-JRK | Robins Kaplan Miller & Ciresi; Jake Holdreith, Cole Fauver       | Analysis of reasonable royalty damages due to J&J's alleged infringement of patented technology related to silicon hydrogel contact lenses.           |
| 224  | Patent Infringement | Richtek Technology Corp. v. uPI Semiconductor, et al.   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California, San Francisco Division; Case no. C09-05659 WHA     |  | Calculate damages due plaintiff due to defendants' infringement of patented technology related to power management integrated circuits.               |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit             | *   | Testimony |                                     |                          | Court                    | Law Firm  | Work Performed   |   |
|------|---------------------|---|-----------|-------------------------------------|--------------------------|--------------------------|---|--|---|
|      |                     |   | Dep       | T                                   | Dec                      |                          |   |  |   |
| 225  | Patent Infringement | Seer Systems v. Apple, Inc.   | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California, San Francisco Division; Case No. 3:13-cv-05252-VC | Weyand Law Firm / Alex Weyand  | Analysis of reasonable royalty damages due to Apple's alleged infringement of patented technology related to Apple's Garage Band software application.  |
| 226  | Patent Infringement | Seer Systems, Inc. v. Beatnik, Inc., Microsoft Corporation  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California; Case No. C 03 4636 JSW (EDL)                      | Peterson, Weyand & Martin / Alex Weyand  | Determine reasonable royalty rate for Seer patents related to audio data storage and playback.  |
| 227  | Patent Infringement | Seer Systems, Inc. v. Yamaha Corporation  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California; No. C 06--07736 WHA                               | Peterson, Weyand & Martin / Alex Weyand  | Determine reasonable royalty damages due to Yamaha's alleged infringement of Seer's patent regarding audio data storage and playback technology.  |
| 228  | Patent Infringement | Silicon Graphics, Inc. v. ATI Technologies, Inc., et al.  | D         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Western District of Wisconsin; Civil Action No. 06-C-0611-C                        | Robins Kaplan Miller & Ciresi / Bill Manning, Eric Jackson   | Determine reasonable royalty damages due to ATI's alleged infringement of SGI's patents related to use of floating point computation in rasterization processes in graphics processing units. |
| 229  | Patent Infringement | Snyder Industries v. The Heil Company   | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Wisconsin (1991)   | Banner, Birch, McKie & Beckett/Roger Tate, Chris McKie   | Calculate damages due to defendant's alleged infringement of patents regarding refuse container design.   |
| 230  | Patent Infringement | St. Clair Intellectual Property Licensing, Inc. v. Fuji Photo Film Co. Ltd, Fuji Photo File USA, Inc., and Fujifilm America, Inc., Canon Inc. and Canon USA, Inc. | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, District of Delaware; Case No. 03-241-JJF (2004)                                   | Robins Kaplan Miller & Ciresi / Ron Schutz, Jake Holdreith, Becky Thorson, Carrie Lambert            | Determine reasonable royalty for St. Clair patents related to multiple file format capability in digital cameras.   |
| 231  | Patent Infringement | Thought, Inc. v. Oracle Corporation, et al.   | P         | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California; Case No. 12-cv-05601-WHO                          | Hagens Berman Sobol Shapiro / Mark Carlson, Nick Boebel; Shugrue Mion / Chandran Iyer, Kelly Hyndman | Analysis of patent infringement damages due to Oracle's infringement of patents related to relational database and related applications technology.   |
| 232  | Patent infringement | Townshend Intellectual Patent Infringement Property, LLC v. Broadcom Corp.  | P         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. District Court, Northern District of California (San Jose)   | Bingham McCutchen / Bill Abrams, Carlos Mino   | Determine reasonable royalty damages due to Broadcom's alleged infringement of patented 56k modem technology.   |
| 233  | Patent infringement | Tracbeam LLC v. AT&T, Inc., et al.  | D         | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/> | U.S. Dist. Court, Eastern District of Texas, Tyler Division; Case No. 6:11-cv-96                        | Baker & Botts / B. C. Boren, Kevin Cadwell, Jon Swenson  | Calculate damages due to AT&T's alleged infringement of patents related to location based services on mobile devices.   |

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**CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit  | * | Testimony                           |                                     |                                     | Court  | Law Firm  | Work Performed   |
|------|--|---|-------------------------------------|-------------------------------------|-------------------------------------|--|---|--|
|      |  |   | Dep                                 | T                                   | Dec                                 |  |   |  |
| 234  | Patent Infringement<br>True Fitness Technologies, Inc. v. Precor Incorporated                                  | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Eastern District of Missouri; Case No. 4:99 CV1306-DJS (2000)         | Christensen O'Connor Johnson Kindness/Ross Boundy, Steve Fricke   | Analysis of reasonable royalty damages due to True Fitness' infringement of patent regarding elliptical trainers.  |
| 235  | Patent Infringement<br>TVIIM, LLC v. McAfee, Inc.  | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. 13-CV-4545 JST              | Lathrop & Gage, LLP / John Shaeffer, Jeff Grant   | Analysis of reasonable royalty damages regarding defendant's alleged infringement of patents related to security software.   |
| 236  | Patent Infringement<br>Ultratec, et al. v. Sorenson Communications, Inc., et al.                               | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Wisconsin (Western District); Case No. 3:13-cv-00346                  | Quarles & Brady / Matt Duchemin, Matt Ingersoll   | Analysis of patent infringement damages due to Sorenson's infringement of patents related to systems to assist telephone communications by persons with impaired hearing.    |
| 237  | Patent Infringement<br>Ultratec, et al. v. Sorenson Communications, Inc., et al.                               | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Wisconsin (Western District); Case No. 3:14-cv-0066-BBC               | Quarles & Brady / Matt Duchemin   | Analysis of patent infringement damages due to Sorenson's infringement of patent related to echo cancellation technology in providing captioned telephone service.           |
| 238  | Patent Infringement<br>Unisys Corporation v. Actel Corporation and Quicklogic Corporation                      | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. C-00-01114 SBA              | Pillsbury Winthrop/Bill Abrams, Brian Beatus  | Determine reasonable royalty damages due to Quicklogic's infringement of patent regarding of architecture of Field Programmable Gate Arrays (FPGAs).                         |
| 239  | Patent Infringement<br>University of Pittsburgh v. Varian Medical Systems, Inc.                                | D | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, Northern District of California; Civil Action No. 2:08-cv-01307-AJS   | Orrick Herrington & Sutcliffe / Matt Poppe; Picadio Sneath Miller & Norton / Henry Sneath, Joe Carnicella | Analysis of reasonable royalty damages due to Varian's alleged infringement of inventions related to respiratory gating used in linear accelerators during cancer treatment. |
| 240  | Patent Infringement<br>Vita Zahnfabrik H. Rauter GMBH & Co. v. Dentsply International, Inc.                    | D | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Central District of California; Case No. SA CV 04-729                 | Morgan Lewis & Bockius / Doug Rawles, Andrew Gray   | Calculation of patent infringement damages due to infringement of patents related to dental color indicator devices.   |
| 241  | Patent Infringement<br>Volterra Semiconductor Corporation v. Primarion, Inc., Infineon Technologies AG, et al. | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. CV-08-5129 JCS              | Farella Braun + Martel / James Morando, Jeff Fisher   | Analysis of patent infringement damages. Analysis of commercial success.   |
| 242  | Patent Infringement<br>Whirlpool Corporation v. Space Flex International, Inc.                                 | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. Dist. Court, Eastern District of Texas, Marshall Division. Case No. 2:18-cv-00186-JRG | Morrison and Foerster / Richard Hung, Barbara Barath, Chris Wiener  | Calculate damages due to defendant's infringement of patented technology related to water filter cartridges used in refrigerators.   |

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CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit   | * | Testimony                           |                                     |                                     | Court  | Law Firm   | Work Performed  |
|------|---|---|-------------------------------------|-------------------------------------|-------------------------------------|--|--|---|
|      |   |   | Dep                                 | T                                   | Dec                                 |  |  |   |
| 243  | Patent infringement<br>Whirlpool Corporation v. TST Water, LLC  | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Eastern District of Texas, Marshall Division; Civil Action No. 2:15-cv-1528 | Morrison & Foerster / Richard Hung, Chris Jeu  | Calculate damages due to defendant's infringement of patented technology related to water filter cartridges used in refrigerators.  |
| 244  | Patent infringement, theft of trade secret<br>UniRam Technology, Inc. v. Monolithic System Technology, Taiwan Semiconductor Manufacturing Company, Ltd., TSMC North America | P | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, Northern District of California. Case No. CV-04-01268-VRW                   | Susman Godfrey / Joe Grinstein, Ian Crosby, Jay Neukom; Heim, Payne & Chorush / Russ Chorush | Determine lost profits and reasonable royalty damages due to defendants' infringement of patented technology regarding DRAM semiconductors. Calculate damages due to theft of trade secret. |
| 245  | Patent infringement; unfair competition<br>Precor Incorporated v. Life Fitness  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Western District of Washington; Case No. C94-1586C (1995)                   | Christensen O'Connor Johnson Kindness/Jim Uhler, Ross Boundy                                 | Determine lost profits and reasonable royalty due to Precor's alleged infringement of patents re treadmills. Determine Precor's damages due to false statements by Life Fitness.            |
| 246  | Personal injury<br>Bridget Bray v. TSP Hotels, Inc., et al.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court of California, County of Alameda; Case No. 406526 (2004)                          | Banchero Law Firm/Jeff Banchero  | Calculation of lost earnings.   |
| 247  | Personal injury<br>Khouri v. Roberts  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Oregon Circuit Court, Washington County (1993)   | James, Denecke & Harris/Roger Harris   | Calculation of lost earnings.   |
| 248  | Privacy Rights<br>Paul Perkins, et al. v. LinkedIn Corporation [Class Action]   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Case No. 13-cv-04303-LHK                   | Lieff, Cabraser, Heimann & Bernstein / Nich Diamond, Melissa Gardner                         | Analysis of damages due to LinkedIn's wrongful use of members' proprietary contact information.   |
| 249  | Product liability<br>State of Hawaii v. USX   | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | First Circuit Court, Hawaii (1992)   | Berman, Paley, Goldstein & Berman/Tony Berman  | Damages analysis regarding alleged failure of Corten steel used to construct stadium.   |
| 250  | RICO<br>In re: America Honda Motor Co., Dealerships Relations Litigation [Class Action]   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, District of Maryland; MDL Case No. 1069                                     | Rapazzini & Graham/Mark Rapazzini, Beth Graham   | Calculate Honda dealers' lost profits from misallocation of new Honda automobiles.  |
| 251  | Securities fraud<br>Collins v. Tetra Pak, Inc.  | P | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1991)  | James, Denecke & Harris/Roger Harris, Chris Martin   | Business valuation and calculation of plaintiff's damages.  |
| 252  | Securities fraud<br>Newman, et al. v. Comprehensive Care Corp.  | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Oregon (1993)   | Ball, Janik & Novack/Sara Ryan   | Damages analysis.   |
| 253  | Securities fraud<br>The Equitable Life Assurance Society of the United States, et al. v. David S. Shapira, et al.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Western District of Pennsylvania; Civil Action #93 0631 (1994)              | Zelle & Larson/Rick Stone, Betsy Lear  | Calculate damages suffered by plaintiff note holders.   |
| 254  | Securities laws violations<br>Bartells Co. v. A.P. Green Industries   | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | King County Superior Court, Washington (1992)  | Thompson & Mitchell  | Damages analysis.   |
| 255  | Securities laws violations<br>In re: Information Resources, Inc. [Class Action]   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of Illinois; Civil Action 89C 3712 (1994)                 | Freeborn & Peters; Katten, Muchin & Zavis  | Determine securities damages to class.  |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit   | * | Testimony                           |                                     |                                     | Court   | Law Firm  | Work Performed   |
|------|---|---|-------------------------------------|-------------------------------------|-------------------------------------|---|---|--|
|      |   |   | Dep                                 | T                                   | Dec                                 |   |   |  |
| 256  | Theft of Trade Secrets<br>Ajaxo, Inc. v. E*Trade Group, Inc., et al.  | D | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | Superior Court of California, Santa Clara County; Case No. 1-00-CV 793529                                     | Morgan Lewis / Joe Floren, Ben Smith, Chris Banks, Tera Heintz  | Analysis of unjust enrichment damages resulting from alleged misappropriation of trade secrets concerning technology enabling wireless stock trades on cell phones and PDAs. |
| 257  | Theft of Trade Secrets<br>Diablo Technologies, Inc. v. Netlist, Inc.  | D | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, Northern District of California, San Francisco Division, Case No. CV 13 3901             | Bartko Zankel Bunzel / Ben Riley, Griff Towle, Simon Goodfellow                                       | Analysis of damages regarding defendant's alleged misappropriation of trade secrets related to flash memory technology.  |
| 258  | Theft of trade secrets<br>DJ&J Software Corporation, dba Egghead Software v. Software House International, Inc. | P | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | Superior Court of California, County of Los Angeles; Case No. BC 097126 (1994)                                | Perkins Coie/David Biderman, Colleen Reagan, Michael Sorochinsky                                      | Calculate plaintiff's damages due to theft of trade secrets involving customer data.   |
| 259  | Theft of trade secrets<br>Evanite Fiber Corporation v. Lauschaer Glaswerk GmbH, et al.                          | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, District of South Carolina, Charleston Division; Civil Action No. 2: 96-3525-18 (1998)   | Farleigh, Wada & Witt/Al Bannon, Karen Saul   | Calculate plaintiff's damages resulting from defendant's alleged theft of trade secret regarding manufacture of fiberglass.  |
| 260  | Theft of trade secrets<br>FundsXpress, Inc. v Digital Insight, Inc.   | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Western District of Texas, Austin Division; Case No. A-02-CA-141SS (2002)                | Cotton & Gundzik/John Cotton, Aaron Gundzik   | Determine damages due to Digital Insight's theft of FundsXpress' trade secret information (customer list, pricing data)  |
| 261  | Theft of trade secrets<br>G.C. Micro Corporation v. Trivad, Inc. et al.   | D | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court, California, County of Sonoma; Case No. SCV-254684   | Dincel Law Group / Kim Dincel, Jonathan Rose; Kronenberger Rosenfeld / Karl Kronenberger, Alison Kwan | Analysis of unjust enrichment damages due to Trivad's alleged use of trade secrets regarding customer data.  |
| 262  | Theft of trade secrets<br>Gerber Radio Supply Co., Inc. v. Philips Semiconductors, Inc., et al.                 | D | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Massachusetts (1996)   | Banchero & Lasater/Jeff Banchero  | Valuation of trade secret; rebut plaintiff's damages calculation.  |
| 263  | Theft of trade secrets<br>Honeywell International, Inc. v. Secure Wireless, Inc.                                | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Southern District of California; Case No. 02-cv-2015                                     | Simpson Thatcher & Bartlett / Jeff Ostrow   | Analysis of damages due to defendant's alleged misappropriation of trade secrets related to home security systems.   |
| 264  | Theft of trade secrets<br>JCM American Corporation v. Mars Electronics International, Inc., Thomas P. Nugent    | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | Nevada District Court, Clark County; Civil Action No. 2:05-CV-01433   | Watson Rounds / Michael Rounds  | Determine damages due to theft of trade secrets related to manufacture of currency validators.   |
| 265  | Theft of trade secrets<br>The Profit Recovery Group v. Loder, et al.  | P | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court; Central District of California, Western Division; Civil Action No. CV 01-6200 GHK (2001) | Knobbe, Martens, Olson & Bear/Vito Canuso, John Holcomb, Linda Zadra-Symes                            | Analysis to determine whether defendants practiced plaintiff's claimed trade secrets and whether claimed trade secrets possessed independent economic value.                 |
| 266  | Theft of trade secrets<br>Thomas & Betts Corporation v. Panduit Corp.   | P | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of Illinois, Eastern Division (1997)                                   | McBride, Baker & Coles/Robert Queeney, George Sanders   | Determine damages due to defendant's theft of trade secrets (customer data).   |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit  | *  | Testimony                           |                                     |                                     | Court  | Law Firm   | Work Performed   |
|------|--|----|-------------------------------------|-------------------------------------|-------------------------------------|--|--|--|
|      |  |    | Dep                                 | T                                   | Dec                                 |  |  |  |
| 267  | Theft of trade secrets<br>Yield Dynamics, Inc. v. Cypress Semiconductor Corporation                      | P  | <input checked="" type="checkbox"/> | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | American Arbitration Association (2006); Case No. 74 133 00508 06 0MTH                             | Russo & Hale / Jack Russo, John Kelley, Chris Sargent  | Analysis of YDI's damages due to Cypress Semiconductor's alleged unlicensed use of YDI's yield enhancement software.   |
| 268  | Theft of trade secrets<br>Yield Dynamics, Inc. v. Lumileds Lighting U.S., LLC.                           | P  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court for the State of California, Santa Clara County. Case No. 1-05-CV-037009            | Russo & Hale / Michael Risch   | Determine damages due to Lumileds' theft of trade secrets relating to yield enhancement software.  |
| 269  | Trademark infringement<br>Affinity Network, Inc. v. AT&T   | D  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Central District of California (1994)   | Jeffer, Mangels, Butler & Marmaro/Stam Gibson  | Damages analysis.  |
| 270  | Trademark infringement<br>Pacific Electriccord Company v. Paige Manufacturing Corp.                      | D  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | California Superior Court, Los Angeles County; Case No. BC157514 (1998)                            | Werner & Burke/Joe Burke   | Calculate defendant's damages in cross-complaint against plaintiff for trademark infringement.   |
| 271  | Trademark infringement<br>SalesMark, Inc. v. American Management Group, Inc.                             | D  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Civil Action No. C-98-0177 (1998)            | Thelen, Reid & Priest/Robert Weikert   | Analysis of reasonable royalty, lost profits and unjust enrichment damages.  |
| 272  | Trademark infringement<br>Snelling and Snelling, Inc. v. MacLeod Investments, Inc., et al.               | D  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California; Civil Action No. C-97 20156 (1997)           | Margolis & Morin/Michael Morin   | Calculate plaintiff's damages resulting from defendant's trademark infringement.   |
| 273  | Transaction<br>Altitude Capital Partners - TPL Group Due Diligence                                       | na | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | n/a  | n/a  | Provide economic due diligence analysis in connection with IP investment opportunity.  |
| 274  | Unfair Business Practices<br>Eduardo De La Torre v. CashCall, Inc. [Class Action]                        | P  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input checked="" type="checkbox"/> | Superior Court of State of California, County of San Mateo; Case No. 19-CIV-01235                  | The Sturdevant Law Firm / Jim Sturdevant; Law Offices of Arthur D. Levy / Arthur Levy        | Analysis of damages due to unconscionable interest rates charged on consumer loans.  |
| 275  | Unfair Business Practices<br>O'Donovan, et al. v. Cashcall, Inc. [Class Action]                          | P  | <input checked="" type="checkbox"/> | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. Dist. Court, Northern Dist. Of California; Case No. C 08-03174 MEJ                            | Sturdevant Law Firm/Jim Sturdevant; Law office of Arthur Levy/Arthur Levy                    | Analysis of damages due to unconscionable interest rates charged on consumer loans.  |
| 276  | Unfair competition<br>Eastman Kodak Company v. St. Clair Intellectual Property Consultants, Inc., et al. | D  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | Superior Court of California, Santa Clara County; Case No.: 1-05-CV-039164                         | Robins, Kaplan, Miller & Ciresi / Ron Shutz, Becky Thorson, Carrie Lambert                   | Analysis of plaintiff's damages analysis regarding St. Clair's alleged unfair competition with respect to intellectual property (patents) regarding digital camera technology. |
| 277  | Unfair competition<br>LLE One, LLC, et al. v. Facebook, Inc. [Class Action]                              | P  | <input type="checkbox"/>            | <input type="checkbox"/>            | <input type="checkbox"/>            | U.S. District Court, Northern District of California, Oakland Division; Case No. 4:16-cv-06232-JSW | Cohen Milstein Sellers & Toll / Geoff Graber, Eric Kafka; Gibbs Law Group / Aaron Blumenthal | Develop methodology to measure damages related to defendants misrepresentations regarding the duration of video ads displayed on Facebook.                                     |

**BRUCE L. McFARLANE**  
**CONSULTING AND TESTIMONY CASE LISTING**

| Type                                 | Lawsuit   | * | Testimony                           |                          |                                     | Court   | Law Firm   | Work Performed   |
|--------------------------------------|---|---|-------------------------------------|--------------------------|-------------------------------------|---|--|--|
|                                      |   |   | Dep                                 | T                        | Dec                                 |   |  |  |
| 278 Unfair Competition               | Thomas Allegra, et al., v. Luxottica Retail North America dba LensCrafters [Class Action] | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, Eastern District of New York, Brooklyn Division; Case No. 1:17-cv-0521-PKC-RLM | Cohen Milstein Sellers & Toll / Geoff Graber, Sally Handmaker, Brian Johnson | Calculate overcharge to class due to LensCrafters's false claims regarding its AccuFit Digital Measurement System. |
| 279 Unfair competition (Lahnam Act)  | e-Cards v. Larry Joe King, et al.   | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Northern District of California (2000)   | Williams & Connolly/Paul Gaffney   | Valuation of internet site e-cards.com.  |
| 280 Unfair Insurance Practices       | Perez v. First American Title Insurance Company [Class Action]                            | P | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input checked="" type="checkbox"/> | U.S. District Court, District of Arizona; Case No. CV-08-1184-PHX-DGC                               | Schneider Wallace Cottrell Brayton Konecky / Mark Johnson                    | Analysis of overcharges regarding title insurance premiums.  |
| 281 Unjust enrichment, Quantum merit | Galaxy Networks, Inc. v. Kenan Systems Corp.  | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Central District of California; Civil Action No. CV-95-5568 DDP (1997)         | Irell & Manella/Morgan Chu, Richard Birnholz, Peter Wilcox                   | Rebut plaintiff's valuation of services performed.   |
| 282 Utility rate hearing             | Arizona Corporation Commission v. U.S. West   | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Arizona Corporation Commission Rate Hearings (1988)   | U.S. West in-house counsel   | Prudence review.   |
| 283 Various business torts           | Adams, et al. v. California State Automobile Association, et al. [Class Action]           | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | San Francisco Superior Court, California; No. 916163 (1994)   | Thelen, Marrin, Johnson & Bridges/Bob Blum                                   | Cost allocation study.   |
| 284 Wire fraud                       | USA v. Amlani, et al.   | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | U.S. District Court, Central District of California (1993)  | Howarth & Smith  | Financial analysis.  |
| 285 Wrongful death                   | Walker v. Mitchell  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Yamhill County (1993)   | James, Denecke & Harris/Richard Urrutia                                      | Calculation of lost earnings.  |
| 286 Wrongful eviction                | Hill v. Bank of America, et al.   | D | <input checked="" type="checkbox"/> | <input type="checkbox"/> | <input type="checkbox"/>            | Superior Court of California, County of San Francisco; Case No. 959840 (1995)                       | Bank of America in-house counsel/Scott McMillen                              | Analysis of plaintiff's damages due to wrongful eviction.  |
| 287 Wrongful termination             | Heiner v. PacifiCorp  | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1994)   | Davis Wright Tremaine/Mike Reiss   | Financial analysis; calculation of lost earnings.  |
| 288 Wrongful termination             | Petrusich v. Russell  | D | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Oregon Circuit Court, Multnomah County (1987)   | Lindsay, Hart, Neil & Weigler/Carol Hewitt                                   | Lost earnings analysis.  |
| 289 Wrongful termination             | Robert Frisbee v. Enron Corp., FirstPoint, Inc.   | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | Arbitration; Case No. 74 J 160 00360 98   | Ball Janik/Jacob Tanzer  | Value plaintiff's equity participation plan.   |
| 290 Wrongful termination             | Tengler v. Spare, Tengler, Kaplan & Bischel, et al.                                       | P | <input type="checkbox"/>            | <input type="checkbox"/> | <input type="checkbox"/>            | California Superior Court; County of San Francisco; Case No. 963822 (1996)                          | Cooley Godward Castro Huddleson & Tatum/Karin Kubin, Kristina Cordoza        | Valuation analysis of plaintiff's minority interest in defendant-asset management firm.                            |

**BRUCE L. McFARLANE  
CONSULTING AND TESTIMONY CASE LISTING**

| Type | Lawsuit | Testimony |   |     | Court | Law Firm | Work Performed |
|------|---------|-----------|---|-----|-------|----------|----------------|
|      |         | * Dep     | T | Dec |       |          |                |

**Summary Statistics**

| Testimony:   | # of Cases |
|--|------------|
| Number of cases in which deposition testimony was given  | 62         |
| Number of cases in which trial testimony was given       | 34         |
| Number of cases in which declaration testimony was given | 22         |
| Number of cases in which testimony was given             | 84         |

**Party Retained By:**

|   |     |     |
|---|-----|-----|
| Number of cases retained on behalf of plaintiff | 181 | 63% |
| Number of cases retained on behalf of defendant | 108 | 37% |
| Number of non-litigation related projects       | 1   |     |
| Total number of cases / projects                | 290 |     |

**Intellectual Property Cases:**

|                           |    |
|---------------------------|----|
| Patent infringement cases | 91 |
| Trade secret cases        | 14 |
| Trademark cases           | 4  |
| Copyright cases           | 2  |
| Other IP cases            | 1  |

**Class Action Cases:** 42

\* Party retained by: P = Plaintiff, D = Defendant

Data current as of 12/3/2019