IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TELCORDIA TECHNOLOGIES, INC., Plaintiff/Counterclaim Defendant, v. LUCENT TECHNOLOGIES, INC., Defendant/Counterclaim Plaintiff.	)	C.A. No. 04-875-GMS
TELCORDIA TECHNOLOGIES, INC., Plaintiff/Counterclaim Defendant, v. CISCO SYSTEMS, INC., Defendant/Counterclaim Plaintiff.	)	C.A. No. 04-876-GMS

DECLARATION OF LESLIE A. POLIZOTI, ESQUIRE IN SUPPORT OF LUCENT AND CISCO'S ANSWERING CLAIM CONSTRUCTION BRIEF ON UNITED STATES PATENT NOS. 4,893,306, 4,835,763, AND RE 36,633

I, Leslie A. Polizoti, declare as follows:

1. I am a member of the Bar of this Court and an associate at the law firm of Morris, Nichols, Arsht, & Tunnell LLP, attorneys for defendant Cisco Systems, Inc. ("Cisco") in this action. I make this declaration in support of Lucent and Cisco's Answering Claim Construction Brief.

2. Attached as Exhibit 1 is a true and correct copy of U.S. Patent No. 4,833,673, issued on May 23, 1989.

3. Attached as Exhibit 2 is a true and correct copy of excerpts from the original application that issued as the '306 patent, dated November 10, 1987.

4. Attached as Exhibit 3 is a true and correct copy of an Office Action from the prosecution history of the '306 patent, dated September 2, 1988.

5. Attached as Exhibit 4 is a true and correct copy of MPEP § 803 (8th Ed., Rev. 4), dated October 2005.

6. Attached as Exhibit 5 is a true and correct copy of a Response to Office Action from the prosecution history of the '306 patent, dated October 5, 1988.

7. Attached as Exhibit 6 is a true and correct copy of U.S. Patent No. 4,855,999, issued on August 8, 1989.

8. Attached as Exhibit 7 is a true and correct copy of U.S. Patent No. 4,833,671, issued on May 23, 1989.

9. Attached as Exhibit 8 is a true and correct copy of U.S. Patent No. 4,819,226, issued on April 4, 1989.

10. Attached as Exhibit 9 is a true and correct copy of excerpts from the transcript from the claim construction hearing in *Bell Communications Research v. Fore Systems*, C.A. No. 98-586 (D. Del.), dated March 23, 2000.

11. Attached as Exhibit 10 is a true and correct copy of an excerpt from Bellcore's answering claim construction brief in *Bell Communications Research v. Fore Systems*, C.A. No. 98-586 (D. Del.), dated September 9, 1999.

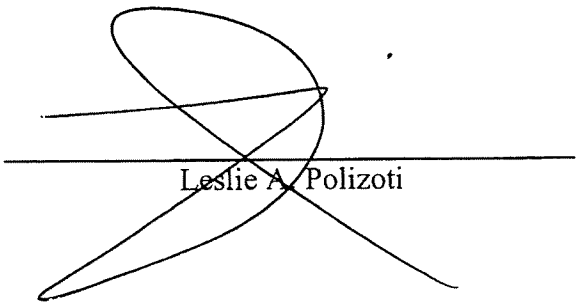
12. Attached as Exhibit 11 is a true and correct copy of the opinion in *Bicon, Inc. v. The Straumann Company*, -- F.3d --, No. 05-1168, 2006 WL 688797 (Fed. Cir., Mar. 20, 2006).

13. Attached as Exhibit 12 is a true and correct copy of the Office Action from the prosecution history of the '763 patent, dated October 6, 1988.

14. Attached as Exhibit 13 is a true and correct copy of an Amendment from the prosecution history of the '763 patent, dated January 4, 1989.

Executed this 24th day of March, 2006 at Wilmington, Delaware

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



CERTIFICATE OF SERVICE

I, John W. Shaw, Esquire, hereby certify that on March 24, 2006, I caused to be electronically filed a true and correct copy of the foregoing document with the Clerk of the Court using CM/ECF, which will send notification that such filing is available for viewing and downloading to the following counsel of record:

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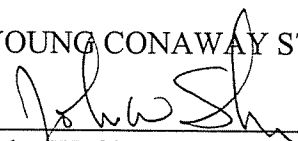
I further certify that on March 24, 2006, I caused a copy of the foregoing document to be served by hand delivery on the above-listed counsel of record and on the following in the manner indicated:

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