

January 14, 2005

Reference Document: TIA/EIA-568-B.2-1

Company Name: CommScope

Address: P.O. Box 339  
Hickory, North Carolina 28602

Contact Person regarding patents and intellectual property matters: Michael E. Hilton

Title: Vice President, Intellectual Property and Licensing

Telephone: (800) 982-1708

Fax: (828) 431-2520

E-mail: mhilton@commscope.com

On behalf of the above company, and being authorized by the company to make such representations, we indicate the following:

With respect to any Essential Patents or published pending patent applications necessary for the practice of the above Reference Document as it exists on this date (mark with an "X" those applicable):

(1) The undersigned company states:

It does not hold and does not anticipate holding any Essential Patent(s) or published pending patent application(s) necessary for the practice of which would be required for compliance with the Reference Document.

(2) The undersigned company states one of the following:

a) A license under any Essential Patent(s) or published pending patent application(s) held by the undersigned company will be made available without compensation to applicants only and to the extent necessary for the practice of the Reference Document;

Or

b) A license under any Essential Patent(s) or published pending patent application(s) held by the undersigned company will be made available under reasonable terms and conditions that are demonstrably free of any unfair discrimination to applicants only and to the extent necessary for the practice of the Reference Document.

(3) Either (2a) or (2b), whichever is selected above, **may be modified** by marking one or both of the following:

- The commitment to license above selected will be made available only on a reciprocal basis. The term "reciprocal" means that the licensee is willing to license the licensor in compliance with either (2a) or (2b) above as respects the practice of the Reference Document.
- The undersigned company hereby limits its commitment to license under either (2a) or (2b) above to the patents and published pending patent applications identified by issuance and filing dates and numbers on Exhibit "A" attached hereto, and represents that Exhibit "A" contains all the undersigned's known Essential Patents and published pending patent applications, as of this date, necessary to practice the Reference Document. The undersigned company undertakes to advise TIA of any Essential Patent(s) or published pending patent applications of the undersigned which become known to the undersigned after this date and to notify TIA whether a license will be made available with respect thereto in accordance with the TIA Patent Policy. Nothing in this statement requires the undersigned company to make a patent search.
- (4) The undersigned company states:
- It declines to give the assurances set forth in (1), (2a) or (2b) above.

**The undersigned company further states that it does not believe that it holds any Essential Patent(s) or published pending patent applications necessary for the practice of the Reference Document. Others in the industry, however, have recently asserted that they believe that U.S. Patent No. 5,997,358 and/or U.S. Patent No. 5,186,647 ("the '358 and '647 patents"), each of which are assigned to the undersigned company, may comprise Essential Patent(s) with respect to the Reference Document. While the undersigned company disagrees with any such assertion, in an effort to avoid controversy, the undersigned company has filed this patent holder statement to confirm and clarify its continued willingness to license the '358 and '647 patents with respect to the Reference Document as outlined herein.**

Agreed on behalf of the above company:

  
\_\_\_\_\_  
(Signature)

MICHAEL E. HILTON  
\_\_\_\_\_  
(Name printed)

14 JAN 2005  
\_\_\_\_\_  
(Date)