

1 ANNEX H – PATENT HOLDER STATEMENT-SPECIFIC

2 †This Patent Holder Statement is located at <http://www.tiaonline.org/standards/sfg/procedures/ipr.cfm>,
 3 and such form shall be used to submit Patent Holder Statements whether electronic or written. One form
 4 per Reference Document should be submitted, however, the Patent Holder Statement-General can be
 5 used for multipart Standards or other specific groupings of Reference Documents. If you do not know the
 6 Reference Document Number, please contact TIA Standards Secretariat at +1.703.907.7961.

7 ‡ For definitions of terms used in this statement, please refer to TIA's Engineering Manual dated March 2005 located
 8 at http://www.tiaonline.org/standards/sfg/engineering_manual.cfm

Date Statement Completed:	December 16, 2009
Reference Document Number: (refer to Project Number, Standards Proposal Number, or reserved or actual document number)	FOTP-243/TIA-EIA-450-243
Reference Document Title: (optional)	Polarization-mode dispersion measurement for installed single-mode optical fibers by ...
Patent Holder Name:	EXFO-Electro-Optical Engineering, Inc.
Patent Holder Mailing Address:	400 avenue Godin
	Québec (Québec) G1M 2K2
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Patent Holder Web Site: (optional)	www.exfo.com
Name of IPR Contact Person:	Gregory W. Schinn
Title of IPR Contact Person:	Director, Intellectual Property
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 10 On behalf of the above Patent Holder, and being authorized by the Patent Holder to make such
 11 statements, the following is indicated:

12 With respect to any Essential Patent(s) necessary for the practice of any or all Normative portions of the
 13 above Reference Document as it exists on the date of submittal of this form, should such Reference
 14 Document be approved as a Standard:

1 (mark those Paragraphs below with an "X" that are applicable)

2 (1) The undersigned Patent Holder states:

3 ___ It does not hold the rights to license any Essential Patent(s) necessary for the practice of any or all
4 of the Normative portions of the above Reference Document.

5 (2) The undersigned Patent Holder states one of the following:

6 ___ a) A license under any Essential Patent(s), the license rights to which are held by the undersigned
7 Patent Holder, will be made available to all applicants under terms and conditions that are
8 reasonable and non-discriminatory, without monetary compensation, and only to the extent
9 necessary for the practice of any or all of the Normative portions of the above Reference Document
10 for the field of use of practice of the Standard;

11 OR

12 b) A license under any Essential Patent(s), the license rights to which are held by the undersigned
13 Patent Holder, will be made available to all applicants under terms and conditions that are
14 reasonable and non-discriminatory, which may include monetary compensation, and only to the
15 extent necessary for the practice of any or all of the Normative portions of the above Reference
16 Document for the field of use of practice of the Standard.

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

19 ___ The commitment to license above selected will be made available only on a reciprocal basis. The
20 term "reciprocal" means that the licensee is willing to license the licensor in compliance with either
21 Paragraph (2a) or (2b) above as respects the practice of the above Reference Document.

22 The undersigned Patent Holder hereby limits its commitment to license under either Paragraph (2a)
23 or (2b) above to the Essential Patent(s) identified by issuance and filing dates and numbers on
24 Exhibit "A" attached hereto, and represents that Exhibit "A" contains all the undersigned's known
25 licensable Essential Patent(s) rights, as of the date stated below, only to the extent necessary for the
26 practice of any or all of the Normative portions of the above Reference Document. The undersigned
27 Patent Holder undertakes to advise TIA of any licensable Essential Patent(s) rights of the
28 undersigned which become known to the undersigned after this date and to notify TIA whether a
29 license will be made available with respect thereto in accordance with the TIA IPR Policy. Nothing in
30 this statement requires the undersigned Patent Holder to make a patent search.

31 The statements contained in Paragraphs (2a) or (2b), if marked, along with any modifications selected
32 above are irrevocable and shall be binding upon the undersigned. In the event the rights of the
33 undersigned in and to the Essential Patent(s) subject to such commitments are assigned or transferred,
34 the undersigned shall notify the assignee or transferee of the existence of such commitments.

35 If none of the above Paragraphs are marked, the undersigned Patent Holder states that it declines to
36 make any commitments to license on the terms set forth in Paragraphs (1), (2a) or (2b) above.

37 Agreed on behalf of the above Patent Holder:



(Signature)

Pierre Plamondon

(Name printed)

Vice-President, Finance and CFO

(Title)

December 17, 2009

(Date)

EXHIBIT A

Exhibit to TIA TR-42.11 (FOTP-243/TIA-EIA-450-243) - Patent Holder Statement

Essential published application

Title: Method and apparatus for determining differential group delay and polarization mode dispersion

International Application No.	International Filing Date	Priority Date	International Pub. No.
PCT/CA2008/000577	28 March 2008	28 March 2007	WO 2008/116314 A1