

PATENT ASSIGNMENT COVER SHEET

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SUBMISSION TYPE:	NEW ASSIGNMENT
NATURE OF CONVEYANCE:	ASSIGNMENT
CONVEYING PARTY DATA	
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Property Type	Number
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DATE SIGNED:	09/07/2018
Total Attachments: 4	
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Serial No. : **15/326,045**
Inventors : **LEFORTIER, Damien Raymond Jean-François *et al.***
Title : **METHOD OF AND SYSTEM FOR CRAWLING A WEB RESOURCE**
Filing Date or 371 : **January 26, 2015**
(c) Date
Confirmation No. : **8485**
Our File No. : **34055-652**

August 3, 2018

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
U.S.A.

DECLARATION OF ALEXANDER ALEXANDROVICH MARTYNOV

I, **ALEXANDER ALEXANDROVICH MARTYNOV**, hereby declare as follows:

1. I am submitting this declaration in support of Applicants' request to confirm Applicants' rights in and ownership of the above-referenced patent application.
2. I am Technologies Patenting Expert at Yandex LLC ("**Yandex**"), a company duly registered under the laws of Russia, having a head office at 16 Lva Tolstogo Street, Moscow, Russia, 119021. I have held this position since June 2012. I am empowered to sign this document on behalf of Yandex.
3. As part of my duties and responsibilities at Yandex, I am responsible for overseeing Yandex's patent strategy and portfolio, including all patent filings for new inventions created by Yandex's employees in the line of their employment duties.
4. I therefore have personal knowledge of the work carried out by the various developers, designers, patent specialists and other employees who contribute to the creation of inventions in

the line of their employment duties at Yandex. I also have access to the terms and conditions of employment of these employees.

5. I further have knowledge of the relevant Russian intellectual property laws pertaining to the ownership of rights in inventions created by Yandex's employees in the line of their employment duties as well as rights in and to patent applications covering such inventions.

6. On January 26, 2015 ("**Filing Date or 371 (c) Date**"), Yandex filed PCT patent application serial number PCT/IB2015/050575 ("**Application**") covering METHOD OF AND SYSTEM FOR CRAWLING A WEB RESOURCE ("**Invention**"). This Application claims priority to a previously filed Russian patent application serial number 2014130448 ("**Priority Application**") filed with the Russian Patent Office on July 24, 2014 ("**Priority Date**").

7. The Invention was created by LEFORTIER, Damien Raymond Jean-François; OSTROUMOVA, Liudmila Alexandrovna; SAMOSVAT, Egor Aleksandrovich; SERDYUKOV, Pavel Viktorovich; BOGATYY, Ivan Semeonovich; CHELNOKOV, Arsenii Andreevich; GUSEV, Gleb Gennadievich on or about June 5, 2013.

8. Mr. Lefortier was a researcher of Yandex from September 5, 2011 to August 12, 2015 – the date on which Mr. Lefortier resigned. During that time, Mr. Lefortier worked at Yandex's head office in Moscow, Russia.

9. According to Article 1370(1) of the Russian Civil Code ("**R.C.C.**"), an invention created by an employee in the line of his employment duties is deemed to be an "employee's invention". According to Article 1370(3) R.C.C., an employer has the exclusive right to an employee's invention as well as the right to obtain a patent covering the invention, unless otherwise provided in a labor agreement or other contract between the employer and employee. Article 1370(4) R.C.C. also contains certain notice and timing requirements in order for the intellectual property rights in the invention to fully vest in the employer.

10. In creating the Invention, Mr. Lefortier was acting solely in the line of his employment duties at Yandex. The Invention is therefore an "employee's invention" covered by Article 1370 R.C.C.

11. Though Russian law does not require an assignment or other document acknowledging an employer's rights in an invention created by its employees in the line of their duties, it is Yandex's standard practice to obtain a signed written document from each employee acknowledging that Yandex is the owner of all intellectual property rights in an invention created by its employees in the line of their duties.

12. As a result of resignation and permanent departure from the country, Mr. Lefortier never had the opportunity to sign such a document acknowledging that Yandex is the owner of all intellectual property rights in his contribution to the Invention.

I attest that multiple attempts to contact Mr. Lefortier by various means of communication were made, these attempts include but are not limited to:

- *email, January 15, 2017,*
- *email, November 15, 2017*
- *email, March 17, 2018 (all emails were regarding documents to be signed)*

I also attest that Yandex attempted to contact Mr. Lefortier through social media and to locate him by internet search. However, all the abovementioned efforts were unsuccessful and Mr. Lefortier still remains out of reach.

13. Mr. Lefortier's employment agreement did not grant any rights to Mr. Lefortier in or to inventions that he created or co-created in the line of his employment duties at Yandex and did not contain any provisions purporting to derogate from the default rule in Article 1370(3) R.C.C. whereby an employer has the exclusive right to ownership in an employee's invention and to obtain a patent covering such an invention.

14. Mr. Gusev, Mr. Chelnokov, Mr. Bogatyy, Mr. Serdyukov, Mr. Samosvat, Ms. Ostroumova and Mr. Lefortier and Yandex fully complied with the notice and timing requirements of Article 1370(4) R.C.C.

14. Mr. Gusev, Mr. Chelnokov, Mr. Bogatyy, Mr. Serdyukov, Mr. Samosvat, Ms. Ostroumova and Mr. Lefortier and Yandex fully complied with the notice and timing requirements of Article 1370(4) R.C.C.

15. Under Russian law, all of the intellectual property rights in Mr. Lefortier's contribution to the Invention as well as the right to file a patent application covering Mr. Lefortier's contribution to the Invention were thus fully vested in Yandex on the Filing Date.

16. All statements made herein of my own knowledge are true, and all statements made herein on information and belief are believed to be true.

17. I acknowledge that willful false statements and the like are punishable by fine or imprisonment, or both (18 U.S.C. §1001) and may jeopardize the validity of the application or any patent issuing thereon.



**Alexander Alexandrovich
Martynov**
Technologies Patenting Expert
Yandex LLC



Witness
Name: Nadia Malakhova

Date of Signature: August 3, 2018
Place of Signature: Moscow, Russia

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