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### Expert Witness Resume

Other Forms And Formats: [HTML](#) || [Multi-Disciplinary](#) || [Academic](#) || [CV en français](#)

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**Summary** I know the data communications industry from top to bottom. In over 20 years in the business I have done it all, from software coding all the way up to industry leadership and advocacy. And everything in between.

I consider myself to be: an engineer and a businessman; a tactician and a strategist; a team player and a tough manager; a software architect and a coder; a standards politician and a protocol guru; a student of the medium and a leader.

The result: an incomparable breadth of knowledge and experience spanning from the boardroom to the server room.

**Expert Witness Engagements** Occasionally, I have functioned as an expert witness and a prior art locator. All my patent related work has always been on the side of defence. Here, I provide details of some of my expert witness related work. My [Multi-Disciplinary Resume](#) provides information about broader scope of my activities.

#### **Research In Motion (RIM)**

*Expert Witness – Patent Infringement Defense,*

Irell & Manella  
2012

In the Matter of Certain Devices for Mobile Data Communication, Docket No. 2843 and Openwave Systems Inc. v. Apple Inc., et al., Civil Action No. 1:11-cv-00765-MSG.

In 2000, I had written two white papers:

1. [The WAP Trap](#)
2. [WAP – The Patent Problem](#)

warning the industry about WAP being booby trapped with patents.

The very same patents that I had mentioned were now being asserted some 12 years later.

Irell & Manella had located The WAP Trap papers and RIM hired me to assist with the case.

Assisted with prior art determination and provided various reports. Assisted with framing of subject patents as standards essential patents. Defence prevailed.

Finnegan Henderson Farabow Garrett & Dunner, L.L.P.  
*Expert Witness – Patent Infringement Defense ,* 2009

Assisted with prior art determination in defense of patent infringement claims and towards establishment of patents invalidity.

**Qualcomm**  
*Expert Witness – Patent Infringement Defense,*

Howrey  
2007

This was a Mobile IP and wireless email related case.

**U.S. Department of Justice**  
*Consultant,*

Technical Committee  
2006

Assisted the **Technical Committee** and the Department of Justice in monitoring Microsoft technical compliance with the **Final Judgement**. Advocated use of the model of Protocol Implementation Conformance Statement (PICS) Proforma as a verification method.

**Seven Networks**  
*Expert Witness – Patent Infringement Defense ,*

Howrey  
2005

Assisted Seven Networks, against patent assertions by Visto Corporation.

Subject patents were 5,968,131; 6,085,192; 6,023,708; 6,708,221.

Subject matter was mobile email synchronization.

I located physical handsets from PCSI which demonstrated prior art and invalidated various asserted claims.

**Nortel**  
*Expert Witness – Patent Infringement Defense,*

Winston & Strawn  
2005

Assisted with representing Nortel against a patent asserstion by Fenner Investment Ltd et al.

Subject patents were 6,819,670 and 5,561,706.

Subject matter was Mobile IP (accounting and billing).

My focus was on gathering CDPD (Cellular Digital Packet Data) relevant prior art. I located the earliest CDPD specifications. Don't have full recollection, perhaps some aspects of a book that I co-authored: "Internetwork Mobility – The CDPD Approach" were also used in that case.

**Free Protocols Foundation**  
*Standard Essential Patents Process Formulation,*

Bellevue, WA  
1999

In many of the above cases, the context of "Standard Essential Patents" were dominant. Dating back to the late 1990s, I played a role in formulation of the concept of "Standard Essential Patents" in documents such as **Free Protocols Foundation Policies and Procedures** which parallel those of the current IETF, 3GPP, etc. policies.

## **Technical Background**

**Software Development – Languages.** Continually active through the past 20 years, in a coding, designer & architecture capacity. Have maintained vertical continuity in software development process.

- Expert in Python, C, C++, Bash/ksh/sh, Lisp, Scheme, TeX.

- Fundamental mastery of JavaScript, node.js, html, xml, css.
- Basic scripting and applications development skills in Perl, PHP, Ruby, R and Java.

**Project Management & Methodologies.** Have managed medium size (10 to 15 person) teams of software engineers and testers through the full systems development life-cycle. Depending on specifics of project, team and environment; have made effective use of eXtremeProgramming, Design Patterns, Refactoring, Agile and Scrum methodologies. A strong proponent of development and operations continuity (DevOps), Continuous Integration tools (Jenkins) and full revision control integration (Git).

**Protocol Design and Implementation.** Architected and designed two published Internet RFCs ([RFC-2188](#) and [RFC-2524](#)). Verified completeness and correctness of RFC-2188 and RFC-2524 protocols based on my portable reference implementation. Licensed the reference implementation to AT&T and Sema Group UK. Have played a role in the development and publication of several protocols through various standards organizations.

**Data Communications.** Expert level understanding of Layers 2 through 7. Extensive experience with SMTP, IMAP, POP, DNS, LDAP, HTTP, HTML, XML, PGP, S/MIME, X.509, X.500, ASN.1, CMIP, SNMP, RPC, TCP, T-TCP, IPv4, IPv6, Mobile-IP, IP-SEC, 802.1, 802.2, etc.

**Telecommunications.** Extensive experience with SS7, TCAP, SCCP, OMAP, IS-136, IS-41, ISDN, Telephony/POTS, VoIP.

**The Mobile and Wireless Domain.** One of the original and principal [architects of the CDPD Specifications](#). Authored numerous wireless-related books, articles and technical papers. Extensive experience with wide-area wireless technology and protocols including: CDPD, WiMAX (802.16), GPRS, GSM, EDGE, 3GPP, LTE, UMTS, SMS, CDMA, TDMA, AMPS. Hands-on development experience with Wi-Fi (802.11), Bluetooth, ZigBee (802.15). World class expertise in efficient middle-ware protocols for M2M, IoT/IoE.

**Standards Processes.** ITU, IETF, IESG, IAB, TIA, 3GPP, ANSI, NIST, W3C.

**Platforms.** Proficient with all major varieties of Unix (20+ years) including: Solaris (7+ years), Linux (10+ years; Debian, Ubuntu, Red Hat) and embedded Linux (ARM and OMAP) common platforms (Raspberry Pi, BeagleBone, DreamPlug). Extensive experience with developing software for a variety of Linux based PDAs and handsets including: Maemo 5 (N900), J2ME and Android.

**Systems Administration and Operations.** Webmaster, hostmaster and postmaster of more than a dozen networks for over ten years. Managed complex Layer 3 routing and security for mid-size networks. Managed ISP and ASP services for private and public user communities. Experience with configuration management tools similar to Puppet, Chef, and Cfengine. A strong proponent of development and operations continuity (DevOps) and Continuous Integration.

**Virtualization.** Experience with VirtualBox, KVM, Xen, VMware. Familiar with OpenStack and Software Defined Networks (SDN).

**Open-Source Software.** A proponent of Free and Open-Source Software (FOSS). Extensive experience with: qmail, mailfront, Sendmail, Courier, SpamAssassin, ezmlm, SANE, Gimp, BIND, djbdns, daemontools, ucspi, Puppet, Chef, Ansible, Salt, Apache HTTP server, Ajax, JASON, Zope, Plone, Turbine, Tomcat, Jetspeed, Velocity, PostgreSQL, MySQL, Hibernate, Torque, Asterisk, Samba, CUPS, LaTeX, Emacs, bidi.

**Security.** Extensive experience with firewalls (iptables, Shorewall, Ferm), IP-SEC, TLS/SSL, PGP & gpg, S/MIME, PKCS, X.509, DNSSEC, tripwire, snort.

**Multilingualization (m17n).** Primary author of Emacs Persian/Farsi language facilities, including [Persian Input Methods](#). Maintainer of [persoarabic.org](http://persoarabic.org). Participant in efforts to make various open source software bidirectional (bidi aware).

**Teaching.** Occasionally, I teach. The subjects that I teach are typically: Messaging Systems, Wireless Application Protocols and Unix Systems Administration. My students are usually seniors or graduate students. I have been an instructor or a guest lecturer at University of Washington, Seattle University and Bellevue College. For additional information see: <http://mohsen.1.banan.byname.net/teaching>.

**Management and Leadership Style.** Responsibility oriented rather than authority oriented. Respect is to be earned rather than demanded. Politics takes a back seat to engineering. Pride in workmanship is the primary motivation. What makes sense takes priority over conventions, fear, and ego.

## Experience

**Neda Communications, Inc.**  
**Consultant,**

Bellevue, WA  
1991–present

Started as a one-man consulting shop, which grew within 5 years to 12 employees and annual revenues of \$1.2 million. Made a successful transition from a pure consulting business to a consulting and internet services company.

Provided consulting and/or contract engineering services for numerous clients and projects. Satisfied clients include: T-Mobile, Sierra Wireless, AT&T Wireless Data Division, CDPD Forum, Seattle Specialty Insurance, Electronic Mail Association, Emulex, Motorola, Microsoft, Precor, Research In Motion and US Department of Justice.

Notable assignment and projects include:

- Designed and developed MARMEE (Multi-Account Resident Mail Exchange Environment) to facilitate mass email distribution with high delivery-reliability and tracking capabilities similar to ConstantContact. MARMEE makes extensive use of offlineimap, notmuch and fluffl.bounce. [2017-2018 – Client: McKenzie Chase] – Open Source Package: [pip install unisos.marme](#)
- Architected and developed GOSSONOT (Generalized Open-Source Self-Organizing Network Of Things) platform for integration of modules oriented managers for OSSes, clusters of Linux-KVMs and Internet-Of-Things (IOT). Implemented manager adapters for NETCONF, SNMP, MQTT and ESRO (Python 3.6). Customized client adapters in Raspberry Pi based embedded resource-constrained real-time environments. [2017-2018 – Client: confidential] – Open Source Package: [pip install bisos.gossonot](#)
- Mentored and directed a team of 8 engineers to build SON (Self-Organizing Network) systems management modules for T-Mobile's RAN (LTE, UMTS, GSM) multi-vendor (Nokia, Ericsson) network based on Nokia's EdenNet platform in Python 2.7. Created needed software development infrastructure (IDEs, Git, libraries) from ground up. Extended the EdenNet Platform beyond RAN objects with a parallel platform based on RabbitMQ, Celery and Flower in a Django environment. Collaborated with RAN engineers to optimize algorithms typically based on KPIs monitoring to adjust CM parameters. Interfaced with the Big Data (Hadoop) infrastructure to provide input for machine learning capabilities. [2013-2016 – Client: T-Mobile]
- Maintained a medium size boutique data center ([LibreCenter](#)) and provided co-location, hosting, web site development and disaster recovery services. Customized web services at Li-

breCenter are primarily Plone, Zope and Python based large scale autonomous Content Management System platforms operating in the context of REST in Service-Oriented Architecture (SOA) model. Integrated various sophisticated JavaScript, JASON, Ajax based capabilities (e.g. Galleria) into Plone as [ByStar](#) features. Developed adaptations of these web services for parallel optimum behavior both in mobile devices and desktop environments. E-commerce services at LibreCenter are based on the Interchange platform. Worked with LibreCenter B2C clients to incorporate their end-customer's requirements into our open-source platform. [2004-Present]

- Added capabilities for safe booting and remote software upgrade process of Precor's embedded Linux based exercise equipment. The work involved Linux kernel module configuration and modifications, initramfs scripting and other low level customizations to the ARM and OMAP based embedded Linux system. Tools used for this project included: Gnu Cross Compilers toolchain, GDB, Jtag, Pandaboard. [2011-2012 – Client: Precor]
- Provided liaison and advocacy for client interactions with several standards organizations. Participated in activities of various working groups of TIA, ANSI and IETF/IESG/IAB. Published two internet protocols which were developed entirely outside of IETF as RFCs. [1994-Present]
- Managed a team of 4 software developers to design and implement a medium scale Document Management System (DMS) for Seattle Specialty Insurance. Integrated eFax, scanners and OCR with legacy databases. Provided off site hot standby disaster recovery services. The Java based portal technologies that were used to build this highly customized system included: Jetspeed, JBoss, Tomcat, Hibernate and PostgreSQL. [2003-2007 – Client: Seattle Specialty Insurance]
- Built a complete state-of-the-art Data Center from the ground up, including redundant stable power and backup generator and redundant Internet connections. The infrastructure of this Libre Data Center is based on 100% open-source and free software. [2000-2003]
- Designed a set of highly efficient protocols for use in narrowband wireless environments. Published the protocols as [RFC-2188](#) and [RFC-2524](#). Managed a team of 12 software engineers for implementation of these protocols in the context of a large scale message center which integrated SMS, email (imap, pop, smtp) and webmail for wireless environments. Coded some of the more critical components myself. These services have since evolved into ByStar's Libre Texting services. [1995-2002 – Clients: McCaw, AT&T Messaging Division]
- Managed a team of 3 software engineers in porting several Sierra Wireless protocol stacks to new embedded hardware platforms. [1998-1999]
- Performed technical due diligence and offered technology opinions for mergers and acquisitions and technology investments. [1994-1997 – Clients: McCaw, AT&T Wireless]
- Played a key role in the creation of the Cellular Digital Packet Data (CDPD) industry. Led the technical network architecture design for the CDPD specifications, and was directly involved in the planning, development and deployment of the network services for AT&T Wireless Services. Co-authored the monograph [Internetwork Mobility – The CDPD Approach](#) book published in 1996 by Prentice-Hall. [1992-1996 – Clients: McCaw, CDPD Forum, AT&T]

#### **The Libre-Halaal By\* (ByStar) Digital Ecosystem,**

1998–present

Notable activities and projects in support of Neda Internet Services include:

- Developed an evolving [open business plan](#) that articulates the strategy for making [The Libre ByStar Digital Ecosystem](#) widespread and profitable. [2000-Present]
- Developed the framework for ByStar Autonomous Libre Services such that the primary user of the service is the “owner” of the service and where the focus is on preserving privacy

and autonomy by providing control over information to users with safe guards of functional transparency, information portability and non-retention controls. Existing implementations include: [ByName.net](#), [ByAlias.net](#), [ByMemory.net](#), [ForSMB.net](#), ByAuthor, ByFamily, ByNumber, [ByWhere.net](#) and ByEvent. [2002-Present]

- Created the framework for ByStar Federation of Autonomous Libre Services. ByStar Federated Libre Services are layered above ByStar Autonomous Libre Services and focus on interactions amongst ByStar Autonomous Libre Services and facilitation of information aggregation amongst ByStar Libre Services. The ByStar Federated Services presently includes: ByContent, ByTopic, ByInteraction, ByLookup, ByHookup, BySource and ByBinary. [2004-Present]

### **Free Protocols Foundation**

Bellevue, WA

*Founder and President,*

2000–present

Founded the Free Protocols Foundation (FPF) as a U.S. tax-exempt 501(c)(3) organization. The FPF is an independent public forum dedicated to the support of patent-free protocols, software and services. Notable activities and accomplishments include:

- Created and maintained websites ([www.freeprotocols.org](http://www.freeprotocols.org)) and other resources to support FPF activities. Formulated policies and procedures for maintaining patent-free protocols. [2000–Present]
- In a widely cited essay titled “[The WAP Trap](#) – An Expose of the Wireless Application Protocol” provided a detailed criticism of a set of specifications called the “Wireless Application Protocol”, or WAP. We warned that WAP is entirely unfit to play the role of a Mobile industry standard. Facilitated translation of this essay into [french](#). [2000-2003]
- Developed [Libre Texting](#) as an alternative to traditional SMS. Libre Texting emphasis functional transparency, efficiency, privacy and end-to-end autonomy. [2001-Present]
- Developed the concept of Libre-Halaal Software and created [www.halaalsoftware.org](http://www.halaalsoftware.org) and other resources for promotion of the concept and model of Libre-Halaal Software. [2011-2013]
- Developed the concept of Libre Services and created [www.libreservices.org](http://www.libreservices.org) and other resources for promotion of the Libre concept and model. [2006-2007]
- Formulated and articulated the concept of [The ByStar Applied Model Of Federations of Autonomous Libre-Halaal Services](#). The concept of Autonomous Libre-Halaal Services focuses on preserving privacy by providing control over information to users with safe guards of functional transparency, information portability and non-retention controls. [2007-Present]
- Supported development and maintenance of infrastructures for collaborative development of [The Libre-Halaal ByStar Digital Ecosystem](#). [2004-Present]

### **Teknekron Communication Systems**

Bellevue, WA

*Systems Architect & Project Manager,*

1990–1991

Managed the architectural design and implementation of medium-scale Network Management systems of SS7 networks using SNMP and CMIP.

### **Boeing Computer Services**

Bellevue, WA

*Systems Architect,*

1989–1990

Responsible for standards tracking and strategic planning of Directory Services (X.500) in Boeing office. Chairman of North American MAP/TOP Directory Services Technical Committee. Represented Boeing in NIST-OIW and ANSI OSI standards committees.

### **Interconnections**

Bellevue, WA

*Project Engineer,*

1988–1989



Designed and implemented the network layer of XNS for Novell Netware VMS. Ported software to SCO Unix as a Kernel Streams Module.

**Retix** Santa Monica, CA  
*Project Engineer,* 1986–1988

One of the original seven software engineers who developed the core technology for Retix. Lower layer work was focused on Transport Class 4, IP, LLC1 and 802.3 drivers. Upper layer work was focused on X.400. Ported Retix's lower layer software to various hardware platforms and operating systems. Retix had a successful IPO in 1992.

**Teltone Corporation** Seattle, WA  
*Software Engineer,* 1983–1985

Developed a local telephone call billing system for step-by-step and cross-bar central offices, in C, for custom embedded Teltone hardware. Worked closely with hardware engineers to ensure correct system functionality.

**Education** **University of Washington** Seattle, WA  
*M.S. in Electrical Engineering,* 1981–1982  
 Specialization in Digital Systems and Computer Engineering

**Seattle University** Seattle, WA  
*B.S. in Electrical Engineering,* 1978–1981  
 Graduated Magna Cum Laude

**Publicly Available Software** The following is a sample listing of software I have developed. Pointers for obtaining the software and a more complete list is available at:  
<http://mohsen.1.banan.byname.net/software>.

All the following software is licensed under the GPL, LGPL or AGPL, and is freely available at the indicated URLs.

| Language | Description  | Obtaining                                   | Documentation               |
|----------|--|---|-----------------------------|
| Python   | <b>ICM:</b> Interactive Commands Module  | <a href="#">pip install unisos.icm</a>      | <a href="#">PLPC-180050</a> |
| Python   | <b>BISOS:</b> ByStar Internet Services Operating System  | <a href="#">pip install bisos.common</a>    | <a href="#">PLPC-180047</a> |
| Python   | <b>GOSSONOT:</b> Generalized Open-Source Self Organizing Network Of Things                             | <a href="#">pip install bisos.gossonot</a>  | <a href="#">PLPC-180052</a> |
| Python   | <b>MARMEE:</b> Multi-Account Resident Mail Exchange Environment  | <a href="#">pip install unisos.marme</a>    | <a href="#">PLPC-180051</a> |
| Bash     | <b>BISOS Bootstrap:</b> Bash scripts (ICMs) for bootstrapping BISOS                                    | <a href="#">pip install bisos.bootstrap</a> | <a href="#">PLPC-180047</a> |
| Lisp     | <b>Persian Input Methods:</b> Emacs's Farsi Transliteration Keyboard                                   | <a href="#">Part Of Emacs 24+ Distros</a>   | <a href="#">PLPC-120036</a> |
| Lisp     | <b>Blee-ICM-Player:</b> An Emacs Interface For Running ICMs on Command Line                            | <a href="#">pip install blee.icmPlayer</a>  | <a href="#">PLPC-180050</a> |
| C        | <b>OCP:</b> Open C Platform – For Portable Embedded Protocols and Apps                                 | <a href="#">Compressed Tar Format</a>       | <a href="#">PLPC-110301</a> |
| C        | <b>ESRO:</b> Invoker and Performer <a href="#">API</a> for Implementations Of <a href="#">RFC-2188</a> | <a href="#">Compressed Tar Format</a>       | <a href="#">PLPC-110303</a> |
| C        | <b>EMSD:</b> Server and Client Implementations Of <a href="#">RFC-2524</a>                             | <a href="#">Compressed Tar Format</a>       | <a href="#">PLPC-110304</a> |

**Publications** The following is a sample list of publications. A more complete list is available at:  
[mohsen.1.banan.byname.net/publications](http://mohsen.1.banan.byname.net/publications).

1. M. Banan, J. Cheng, and M. Taylor. *AT&T/Neda's Efficient Short Remote Operations (ESRO) Protocol Specification Version 1.2*. Request for Comments (Informational) 2188. Neda Communications, Inc., September 1997. Available at <https://www.rfc-editor.org/rfc/rfc2188.txt>.
2. Banan, M. *Neda's Efficient Mail Submission and Delivery (EMSD) Protocol Specification Version 1.3*. Request for Comments (Informational) 2524. Neda Communications, Inc., February 1999. Available at <https://www.rfc-editor.org/rfc/rfc2524.txt>.
3. Mark S. Taylor, William Waung, and Mohsen Banan. *InterNetwork Mobility: The CDPD Approach*. Prentice Hall, Inc., New Jersey, 1997. ISBN 0-13-209693-5. Available at <http://mohsen.1.banan.byname.net/PLPC/120021>.
4. Mohsen Banan and Andrew Hammoude. *Libre Services: A non-proprietary model for delivery of Internet services*. Free Protocols Foundation, Bellevue, WA, 2007. Available at <http://www.freeprotocols.org/PLPC/100101>.
5. Mohsen Banan and Andrew Hammoude. *Neda's Open Business Plan*. Neda Communications, Inc., Bellevue, WA, 2013. Available at <http://www.neda.com/PLPC/180014>.
6. Mohsen Banan. *The Libre-Halaal ByStar Digital Ecosystem – A Unified and Non-Proprietary Model For Autonomous Internet Services*. Neda Communications, Inc., Bellevue, WA, 2008. Available at <http://www.neda.com/PLPC/180016>.
7. Mohsen Banan and Andrew Hammoude. *Operation WhiteBerry*. Free Protocols Foundation, Bellevue, WA, January, 2000. Available at <http://www.freeprotocols.org/PLPC/100006>.
8. Mohsen Banan and Andrew Hammoude. *The WAP Trap: An Exposé of the Wireless Application Protocol* (French title *Le WAP à la trappe: Un exposé sur le Wireless Application Protocol*). Free Protocols Foundation, Bellevue, WA, January, 2000. Available at: <http://www.freeprotocols.org/PLPC/100014>.  
French version available at: <http://www.freeprotocols.org/PLPC/100015>.
9. Mohsen Banan and Andrew Hammoude. *Free Protocols Foundation Policies and Procedures*. Free Protocols Foundation, Bellevue, WA, January, 2000. Available at <http://www.freeprotocols.org/PLPC/100201>.
10. Mohsen Banan. *Lightweight & Efficient Application Protocol (LEAP) Manifesto*. LEAP Forum, Bellevue, WA, January, 2000. Available at <http://www.freeprotocols.org/PLPC/100012>.
11. Banan et al. *Open C Platform*. Neda Communications, Inc., Bellevue, WA, October, 1996. <http://www.neda.com/PLPC/110301>.
12. Mohsen Banan. *Computer Telephone Interface*. Master of Science in Electrical Engineering Thesis. University of Washington, August, 1982. Available at <http://mohsen.1.banan.byname.net/PLPC/120002>.

#### Languages

**French.** Fluent. <http://mohsen.1.banan.byname.net/french>.

**Farsi/Persian** فارسی. Mother tongue. <http://mohsen.1.banan.byname.net/persian>.

**English.** <http://mohsen.1.banan.byname.net>.

#### Resume Revision

Access Page: [PLPC-120072](#). Last Updated: February 2018.