

TAXPAYER EXHIBIT

B2

November 17, 2010

Charles P. Franklin

417829

## EXHIBIT 9

## STATEMENT OF GREGORY T. GEORGE

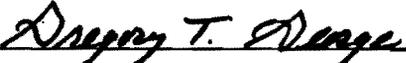
I, GREGORY T. GEORGE, do hereby declare as follows:

1. I am over the age of eighteen, am familiar with the facts and matters described in this Statement, and make this Statement upon personal knowledge.
2. I have been a consultant to and a principal in various venture capital funds and venture capital investment management companies continuously since 1983, and have lived in and conducted business in California since 1986. I have been Managing Director of Prefix Venture Partners, LLC, (“Prefix”) from its inception in 2000 through the present.
3. Prefix is a California Limited Liability Company engaged in the business of making venture capital investments in the debt and equity securities of, and of providing management advice and assistance to, start-up and, particularly, restart companies with promising new technologies.
4. I have been asked to describe certain events involving Charles Patrick Franklin (“Franklin”) from the perspective of Prefix.
5. Prefix was formed in 2000 as a partnership between predecessor venture capital funds, the Technology Funding Secured Investors (“TFSI”) funds, that were nearing the ends of their partnership operations, and new investors, including Franklin.
6. In 2000, Franklin was known to me because we had previously worked together on turn-arounds and restarts of venture capital portfolio companies, including the successful restart of Carlyle Systems as Endeavor Information Systems, Inc., (“Endeavor”) from 1994 until 1998. We had recently sold Endeavor, realizing liquidity for Franklin and our other investors.
7. I was also aware that Franklin was making investments in other venture capital partnerships formed by my former colleagues from TFSI, so I solicited his investment into Prefix.
8. In late 2000, Franklin invested \$1,000,000 in Prefix, for which he received Prefix Series A Preferred shares.

9. At about that same time, I learned that Franklin was working with other venture capital investors, including another former colleague from TFSI, to form a new company, Metara, as a spin out from one of that colleague's venture capital portfolio companies.
10. Since Metara was not sufficiently mature to qualify for an investment directly from Prefix, Prefix agreed to make a personal loan on commercial terms to Franklin of up to \$1,000,000 to help him get his new company started. This was consistent with the custom and practice of Prefix and similar venture capital companies.
11. As was reflected in the original Promissory Note and Loan and Security Agreement between Prefix and Franklin, this loan was a full recourse obligation secured by Franklin's assets, specifically including the "Series A preferred Shares of Prefix" that were then owned by Franklin.
12. Subsequently, Metara raised several rounds of investment from syndicates of professional venture capital investors, and Prefix made direct investments in both debt and equity securities of Metara as part of those groups. In conjunction with one of those investments, Prefix acquired a portion of Franklin's Metara shares, on terms established by independent third parties, in full repayment of Franklin's debt of principal and accrued interest to Prefix.

I declare under penalty of perjury under the laws of California that the contents of this Statement are true and correct.

Date: 13 November 2010

  
Gregory T. George