

EXHIBIT A

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

UNIVERSITY OF MASSACHUSETTS
and CARMEL LABORATORIES, LLC,

Plaintiffs,

v.

L'ORÉAL USA, INC.,

Defendant.

Case No. 17-cv-868-CFC-SRF

**UNIVERSITY OF MASSACHUSETTS AND CARMEL LABORATORIES, LLC'S
FIRST SET OF INTERROGATORIES TO DEFENDANT L'OREAL USA, INC.**

Pursuant to Rule 33 of the Federal Rules of Civil Procedure and the Rules and Orders of this Court, Plaintiffs University of Massachusetts (“UMass”) and Carmel Laboratories, LLC (“Carmel Labs”), serves these interrogatories upon Defendant L’Oréal USA, Inc. (“L’Oréal”), which shall serve a copy of its answers and objections, if any, within thirty (30) days after service of these interrogatories.

DEFINITIONS

1. The term “UMass” refers to the University of Massachusetts, including any of its past and present affiliates, operating divisions, campuses, subsidiaries, directors, officers, agents, employees, representatives, and all persons acting on its behalf.

2. The term “Carmel Labs” refers to Carmel Laboratories, LLC, including any of its past and present affiliates, operating divisions, parent corporations, subsidiaries, directors, officers, agents, employees, representatives, and all persons acting on its behalf. The terms “Defendants,” “You,” “Your,” or “AT&T” shall refer to defendants AT&T Mobility LLC and AT&T Corp. (collectively “AT&T”), and shall include AT&T’s past and present subsidiaries, affiliates,

divisions, successors or assignees, and their respective officers, directors, employees, consultants, representative and agents.

3. The terms “Defendant,” “You,” “Your,” or “L’Oréal” shall refer to defendant L’Oréal USA, Inc., and shall include L’Oréal S.A. as well as L’Oréal USA Inc.’s parent, subsidiaries, affiliates, divisions, successors or assignees, and their respective officers, directors, employees, consultants, representatives, and agents.

4. The term “Present Lawsuit” refers to the case styled *University of Massachusetts, et al. v. L’Oréal USA, Inc.*, Case No. 1:17-cv-00868-CFC-SRF, pending in the United States District Court for the District of Delaware.

5. The term “Document” or “Documents” is used in the broadest sense permitted by the Federal Rules of Civil Procedure and means the original (or any copy when originals are not available) and any drafts or non-identical copies thereof, whether different from the original because of interlineations, receipt stamp, notation of copy sent or received or otherwise, of any email, instant message, voicemail, book, pamphlet, periodical, letter, report, note, memorandum, record, minutes, calendar or diary entry, transcript, study, compilation, analysis, tabulation, map, diagram, drawing, plan, picture, summary, working paper, chart, paper, graph index, data sheet, data processing card, computer printout, summary of a computer printout, tape, contract, agreement, lease, ledger, journal, balance sheet, account, invoice, purchase order, receipt, billing record, financial data, financial statement, file, diary, film, trip tickets, telex, teletype or other messages, telegram, expense vouchers, instructions, bulletins or any other writing or recording of information, as well as all tape recordings, computer tapes, discs and other electronic or mechanical recordings, however produced, maintained or reproduced, including information stored in or generated by a computer whether or not ever printed out or displayed, within the

possession, custody or control of plaintiff or any of its officers, directors, employees, attorneys, or other agents and/or representatives.

6. The term “Person” means natural person, corporation, firm, company, sole proprietorship, partnership, joint venture, association, institute, or other business, legal or governmental entity or association, including any directors, officers, employees, agents or representatives thereof.

7. The term “Agreement” means a contract, agreement, arrangement, or understanding, formal or informal, oral or written, between two or more persons.

8. The term “Communication” refers to any transfer of information, oral or written, be it in the form of facts, ideas, inquiries, opinions or otherwise, by any means, at any time or place, under any circumstances, and is not limited to transfers between persons, but includes other transfers, such as records and memoranda to the file.

9. The phrase “Relating To” means discussing, describing, referring to, pertaining to, containing, analyzing, studying, reporting on, commenting on, evidencing, constituting, setting forth, considering, recommending, concerning, or pertaining to, in whole or in part.

10. The terms “Asserted Patents” and “Patents-in-Suit” shall mean United States Patents No. 6,423,327 and 6,645,513.

11. The term “’327 Patent” refers to U.S. Patent No. 6,423,327.

12. The term “’513 Patent” refers to U.S. Patent No. 6,645,513.

13. The term “Prior Art” means any evidence qualifying as prior art to the Patents-in-Suit under 35 U.S.C. § 102 and/or 35 U.S.C. § 103.

14. The terms “all” and “each” shall be construed as “and,” “each,” and “and/or.”

15. The term “any” should be understood in either its most or least inclusive sense as will

bring within the scope of the topic all responses that might otherwise be construed to be out of its scope.

16. The term “including” shall mean including but not limited to.

17. The terms “relate,” “relating,” or “related” mean in any way, directly or indirectly, in whole or part, relating to, concerning, referring to, discussing, mentioning, regarding, pertaining to, describing, reflecting, containing, analyzing, studying, reporting on, commenting on, evidencing, constituting, setting forth, considering, recommending, modifying, amending, confirming, endorsing, representing, supporting, qualifying, terminating, revoking, refuting, undermining, canceling, contradicting or negating.

18. The terms “and” and “or” shall be construed disjunctively or conjunctively as necessary to bring within the scope of these topics all information which might otherwise be construed to be outside their scope.

19. All requests apply equally to sales made in the United States as well as sales made in any other country.

20. References to the singular shall include the plural, and references to the plural shall include the singular as may be appropriate to construe the individual document requests in their broadest form.

21. The masculine form of a noun or pronoun shall be considered to include within its meaning the feminine form of the noun or pronoun, and vice versa as may be appropriate to make the individual document requests inclusive rather than exclusive.

22. “State in detail” means to give a complete and full description concerning the matter about which inquiry is made, including the full name, address and telephone number of persons involved, if appropriate, along with the dates, times, places, amounts, acts, logic, and other

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.