IN THE UNITED STATES DISTRICT COURT FOR THE NORTHERN DISTRICT OF GEORGIA ATLANTA DIVISION

EMERSON ELECTRIC CO., FISHER- ROSEMOUNT SYSTEMS, INC., and ROSEMOUNT INC.,)))
Plaintiffs,))
V.	 Civil Action File No. 1:15-cv-00319-AT
SIPCO, LLC, and IP CO, LLC (d/b/a INTUS IQ),)))
Defendants.)
SIPCO, LLC, and IP CO, LLC (d/b/a INTUS IQ),)))
Plaintiffs,	
V.	 Civil Action File No. 1:16-cv-02690-AT
EMERSON ELECTRIC CO., EMERSON PROCESS MANAGEMENT LLLP, FISHER-ROSEMOUNT SYSTEMS, INC., ROSEMOUNT INC., BP p.l.c., BP AMERICA, INC., and BP AMERICA PRODUCTION COMPANY,))))))
Defendants.)

SIPCO, LLC and IP CO, LLC'S NOTICE OF FILING MOTION TO COMPEL PRODUCTION AND TESTIMONY FROM <u>LINEAR TECHNOLOGY CORPORATION</u>

DOCKET

SIPCO LLC, and IP CO, LLC (collectively, "SIPCO") in the abovecaptioned matters, by and through undersigned counsel, hereby provide notice that on July 29, 2016, and pursuant to Fed. R. Civ. P. 45(d)(2)(B)(i), SIPCO moved the United States District Court for the Northern District of California to compel Linear Technologies Corporation ("Linear") to comply with document and deposition subpoenas served in the above captioned patent infringement cases because Linear supplies transceivers and operative software that is incorporated into the accused products, and discovery relating to same is important to both cases.

SIPCO makes this filing to apprise this Court of the recent motion filed in the Northern District of California, Case Number 4:16-mc-80164-DMR.

Submitted this 5th day of August 2016.

/s/ J. Christopher Fox, II J. Christopher Fox, II (GA Bar No. 272527) Michael Coleman (GA Bar No. 177635) **THOMPSON HINE LLP** Two Alliance Center, Suite 1600 3560 Lenox Road Atlanta, Georgia 30326 Telephone: 404-541-2900 Facsimile: 404-541-2905 <u>Chris.Fox@ThompsonHine.com</u> <u>Michael.Coleman@ThompsonHine.com</u> Paul J. Cronin, Pro hac vice James C. Hall, Pro hac vice Timothy J. Reppucci, *Pro hac vice* Nutter, McClennen & Fish LLP 155 Seaport Boulevard Boston, Massachusetts 02210-2604 Telephone: 617-439-2000 Facsimile: 617-310-9000 *pcronin@nutter.com jhall@nutter.com treppucci@nutter.com*

Counsel for SIPCO, LLC and IP CO, LLC

CERTIFICATE OF COMPLIANCE WITH LOCAL RULE 7.1

The undersigned hereby certifies that this filing was prepared using one of the font and point selections approved by this Court in Local Rule 5.1C. Specifically, Times New Roman font was used in 14 point.

> <u>/s/ J. Christopher Fox, II</u> J. Christopher Fox, II Georgia Bar No. 272527

CERTIFICATE OF SERVICE

This is to certify that I have this day served all counsel of record with a copy of the within and foregoing *SIPCO*, *LLC and IP CO*, *LLC's NOTICE OF FILING* using the Court's ECF filing system, which will automatically send a copy to all counsel of record registered to receive service thereby, and also by U.S. Mail, postage prepaid, upon the following:

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