

Exhibit C

**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.

SIPCO LLC, and
IP CO., LLC (d/b/a INTUS IQ)

Defendants.

Civil Action No. 1:15-cv-00319-AT

**PLAINTIFFS' FIRST SET OF JOINT INVALIDITY
CONTENTIONS**

TABLE OF CONTENTS

I.	Introduction.....	1
II.	RESERVATIONS	1
III.	IDENTIFICATION OF PRIOR ART PURSUANT TO PATENT L.R. 4.3(a)(1)	6
A.	Prior Art Patents	6
B.	Prior Art Publications	8
C.	Prior Art Public Uses/Sales/Offers for Sales Under § 102(b) or Prior Invention Under § 102(g)	15
D.	Prior Art Based on Derivation Under § 102(f)	19
IV.	REPRESENTATIVE CLAIM CHARTS IDENTIFYING WHERE EACH CLAIM ELEMENT IS FOUND IN THE PRIOR ART OR RENDERED OBVIOUS PURSUANT TO PATENT L.R. 3-3(b) AND (c)	20
V.	ADDITIONAL OBVIOUSNESS CONSIDERATIONS AND REASONS TO COMBINE THE PRIOR ART.....	26
A.	Wireless Network Limitations	29
B.	“server”/”plurality of clients”	32
C.	“said client process of each of said clients initiates and selects a radio transmission path to said server”	34
D.	“server process further includes logic that maintains a client link tree having client link entries”	36
VI.	IDENTIFICATION OF INVALIDITY ARGUMENTS UNDER 35 U.S.C. § 112 PURSUANT TO PATENT L.R. 3-3(d)	41
VII.	IDENTIFICATION OF INVALIDITY ARGUMENTS UNDER 35 U.S.C. § 101 PURSUANT TO PATENT L.R. 3-3(d)	50
A.	The Law of Subject Matter Ineligibility.....	50

B.	Claim 1 of the ‘511 Patent is Patent Ineligible under 35 U.S.C. §101	54
C.	Claim 2 of the ‘062 Patent is Patent Ineligible under 35 U.S.C. §101	60
VIII.	DOCUMENT PRODUCTION PURSUANT TO PATENT L.R. 3-4	64
A.	Patent L.R. 4.3(b)	64
B.	Additional Prior Art.....	64

I. INTRODUCTION

Pursuant to Patent L.R. 4.3 of the United States District Court for the Northern District of Georgia and the Court's Scheduling Order (Dkt. 25), Declaratory Judgement Plaintiffs Emerson Electric Co., Fisher-Rosemount Systems, Inc. and Rosemount Inc. (collectively "Emerson" or "Plaintiffs") submit the following Joint Invalidity Contentions. In its complaint, Emerson has asserted that (i) claim 1 of U.S. Patent No. 7,103,511 ("the '511 Patent"); and (ii) claim 2 of U.S. Patent No. 6,044,062 ("the '062 Patent"), which are collectively referred to as "the Initially Asserted Claims" of the "Asserted Patents." In accordance with Patent L.R. 4.3(a)(1)–(4), Plaintiffs hereby: (a) identify each item of prior art that allegedly anticipates each Asserted Claim or renders it obvious; (b) specify whether each such item of prior art anticipates each Asserted Claim or renders it obvious; (c) submit charts identifying where specifically in each alleged item of prior art each limitation of each asserted claim is found; and (d) identify any grounds of invalidity based on 35 U.S.C. § 112 of any of the Asserted Claims. Plaintiffs also identify any grounds of invalidity based on 35 U.S.C. § 101.

II. RESERVATIONS

The initial contentions provided herein by Plaintiffs are provisional and subject to revision as provided in the Local Rules, the Federal Rules of Civil Procedure, and/or any Order of this Court. For example, these Joint Invalidity

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.