

**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

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

Plaintiffs,

v.

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.

Civil Action

No. 1:16-cv-02690-AT

DECLARATION OF PAUL J. CRONIN, ESQ.

I, Paul J. Cronin, Esq., state as follows:

1. I am a competent adult over 18 years of age without any criminal convictions. I submit this declaration in support of Plaintiffs' Sur-Reply in Support of their Opposition to Defendant BP p.l.c.'s Motion to Dismiss for Failure to State a Claim and Misjoinder.

2. The facts in this declaration are true and correct to the best of my knowledge, information, and belief, and I am competent to testify to them if called upon to do so.

3. I am a partner at the law firm Nutter McClennen & Fish, LLP in Boston, Massachusetts, which represents Plaintiffs' SIPCO, LLC and IP CO, LLC (together "Plaintiffs") in the above-captioned matter.

4. Attached hereto as Exhibit A is a true and correct copy of BP Defendants' Objections and Responses to Plaintiffs' Second Set of Interrogatories.

5. Attached hereto as Exhibit B is a true and correct copy of BP Defendants' Supplemental Response to Plaintiffs' Interrogatory No. 5.

6. Attached hereto as Exhibit C is a true and correct copy of Smart Wireless Applications, published on Emerson Process Management's website and

titled *Emerson Smart Wireless Technology Used by BP Cherry Point and Naperville to Improve Process Equipment Monitoring and Availability*, copyright 2008, available at

http://www2.emersonprocess.com/siteadmincenter/PM%20Central%20Web%20Documents/SmartWirelessApps_BP-CPN.pdf, last accessed August 16, 2016.

7. Attached hereto as Exhibit D is a true and correct copy of *Wireless Now*, published on Emerson Process Management's website and titled *How Wireless Speeds Innovation at BP*, copyright 2008, available at

<http://www2.emersonprocess.com/siteadmincenter/PM%20Central%20Web%20Documents/WirelessNow2.pdf>, last access August 16, 2016.

8. Attached hereto as Exhibit E is a true and correct copy of *Objections and Responses of BP P.L.C., BP America, Inc., and BP America Production Company to Plaintiffs' Request for Entry on Land*.

9. Attached hereto as Exhibit F is a true and correct copy of an electronic communication between John Groves of Emerson and Candida Petite of SIPCO, dated July 31, 2013.

10. The table below identifies the ten (10) petitions filed against SIPCO and IP CO's patents *after* Emerson filed this case (Civ. A. No. 1:15-cv-00319-AT):

AIA Review Number	Filing Date	Patent Number	Petitioner
CBM2016-00095	07/18/2016	8,908,842	Emerson Electric
IPR2015-01579	07/13/2015	6,914,893	Emerson Electric
IPR2015-01901	09/11/2015	8,000,314	Emerson Electric
IPR2015-01973	09/25/2015	8,013,732	Emerson Electric
IPR2016-00984	04/29/2016	8,754,780	Emerson Electric
IPR2016-01602	08/12/2016	6,249,516	Emerson Electric
IPR2014-00751	05/14/2014	7,468,661	HART Communication Foundation
IPR2015-00659	02/02/2015	7,697,492	FieldComm Group
IPR2015-00663	02/02/2015	7,103,511	FieldComm Group
IPR2015-00668	02/02/2015	6,437,692	FieldComm Group

11. Upon information and belief, Emerson is involved with the HART Communication Foundation and FieldComm Group.

Signed under the penalties of perjury this 16th day of August, 2016.

/s/ Paul J. Cronin

Paul J. Cronin, Esq.

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.

J. Christopher Fox, II

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