

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**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 PLC, BP  
AMERICA, INC., and BP AMERICA  
PRODUCTION COMPANY**

**Defendants.**

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**Civil Action No. 6:15-CV-907-JRG-KNM**

**BP AMERICA, INC'S ANSWER TO FIRST AMENDED COMPLAINT**

Defendant BP America, Inc., (“BP America”), answers the First Amended Complaint of Plaintiffs SIPCO, LLC (“SIPCO”) and IP CO, LLC (d/b/a/INTUS IQ) (“IP CO”) (collectively, “Plaintiffs”), as follows in the correspondingly numbered paragraphs:

1. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.
2. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.
3. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.
4. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

5. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

6. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

7. BP America denies that BP America, Inc. can be served through the CT entity at the address identified in this Paragraph; and admits the remaining allegations of this Paragraph.

8. BP America denies that BP America Production Company can be served through the CT entity at the address identified in this Paragraph; and admits the remaining allegations of this Paragraph.

9. BP America admits that BP p.l.c. is a British public limited company with its corporate headquarters in London, England, SW1Y 4PD and that BP America, Inc. and BP America Production Company are indirectly wholly-owned subsidiaries of BP p.l.c. BP America denies the remaining allegations of this Paragraph.

10. Admitted that, in general, claims for patent infringement arise under the cited statutes; denied that the Complaint actually asserts a claim for patent infringement under the cited statutes.

11. Admitted.

12. BP America denies the allegations in the first sentence of this Paragraph. BP America denies the allegations in the second and third sentences of this Paragraph including allegations that these two sentences are an “example” of the allegations in the first sentence; except that BP America admits that BP has reported its largest number of employees were in Houston, 6000+ employees were in Texas and 28,000+ jobs were supported in Texas, \$160 million+ royalties, property, production and state income/franchise taxes were paid in Texas,

\$9.2 million was spent with vendors, and Texas-based activities included oil and gas exploration and production, research and innovation, natural gas and power trading, petrochemical production and wind power generation, but denies that those activities were performed by the entities specified in this Paragraph or lacks knowledge or information sufficient to form a belief as to the attribution of the entities specified in this Paragraph and therefore denies them. BP America denies the remaining allegations of this Paragraph.

13. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

14. Denied.

15. Denied.

16. Admitted.

17. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

18. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

19. Denied.

20. Admitted.

21. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

22. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

23. Denied.

24. Admitted.

25. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

26. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

27. Denied.

28. Admitted.

29. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

30. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

31. Denied.

32. Admitted.

33. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

34. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

35. Denied.

36. Admitted.

37. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

38. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

39. Denied.

40. Admitted.

41. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

42. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

43. Denied.

44. Admitted.

45. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

46. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

47. Denied.

48. Admitted.

49. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

50. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

51. Denied.

52. Admitted.

53. BP America lacks knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore denies them.

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