

# EXHIBIT F

**UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS**

PHILIPS NORTH AMERICA LLC,	)	
	)	
Plaintiff,	)	
	)	C.A. No. 1:19-cv-11586-IT
v.	)	
	)	
FITBIT, INC.	)	
	)	
Defendant.	)	
	)	

---

**PLAINTIFF PHILIPS NORTH AMERICA LLC'S  
INITIAL DISCLOSURES**

---

Plaintiff Philips North America LLC (“Philips”), by and through counsel, provides the following initial disclosures per Fed. R. Civ. P. 26(a)(1)(A) to Defendant Fitbit, Inc. (“Fitbit”).

These disclosures are made without waiver of, and without prejudice to, any objections Philips may have regarding discoverability, admissibility, relevance, or applicability of any privilege or immunity regarding the subject matter of these disclosures or any documents or individuals identified herein.

These disclosures are based on information available to Philips at this time. If and when Philips obtains additional, relevant information, it will further amend and/or supplement these disclosures to the extent required by Rule 26(e) of the Federal Rules of Civil Procedure, including by making other disclosures in discovery, through witnesses,

through documents, and/or any other means for production and/or supplementation of information.

**A. Knowledgeable Persons**

Based on the information presently available to Philips, Philips believes that the individuals identified below are likely to have knowledge relevant to Philips' claims and defenses. Philips reserves the right to supplement this list based on information learned during the course of discovery and continuing investigation, and incorporates any individuals identified during the course of discovery (whether via documents, testimony, or other disclosure) into this disclosure. Philips does not waive its right to object to the deposition of any of these individuals where proper:

<b>Name</b>	<b>May Have Information Relevant to:</b>	<b>Contact Information</b>
Gary Miller Root	Inventorship, the Asserted Patents	Through Philips' counsel
Frank van Hoorn	Inventorship, the Asserted Patents	Through Philips' counsel
Raymond J. Menard	Inventorship, the Asserted Patents	Through Philips' counsel
Roger J. Quy	Inventorship, the Asserted Patents	Through Philips' counsel
Corporate Representative(s) of Philips	Philips' Products and Business	Through Philips' counsel
Corporate Representative(s) of Fitbit.	Fitbit's Products and Business	Through Fitbit's counsel
Current Fitbit Employees	The design and operation of the Accused Products, as well as other aspects of Fitbit's products and business	Through Fitbit's counsel

Former Fitbit Employees and/or contractors	The design and operation of the Accused Products, as well as other aspects of Fitbit's products and business	TBD
Fitbit Customers	The operation of the Accused Products, as well as other aspects of Fitbit's products and business	TBD

There will likely be additional individuals identified in documents produced by the parties and in response to interrogatories who have information related to the claims at issue and who may also be called as witnesses. Philips reserves the right to supplement these disclosures, and incorporates any individuals identified during discovery herein. Philips additionally identifies, and incorporates herein by reference, any additional individuals disclosed or identified by Fitbit and any supplementation thereto. Philips reserves the right to present any witnesses for any topic relevant to this case, the recited areas of information are exemplary only and limited by the information available to Philips at this time.

#### **B. Documents**

Without waiving any objections, Philips will be producing documents and information in its possession, custody, or control that it may use to support its claims or defenses in due course, and in accordance with the local rules. While discovery is only beginning, Philips anticipates that these documents will include documents which relate to: the Asserted Patents, the products accused of infringement in this case, relevant

license agreements (if any), as well as other information that may bear on the claims and defenses in this action.

**C. Damages**

Philips seeks recovery of any and all damages caused by Fitbit's infringement, including at least a reasonable royalty, enhanced damages for a finding that said infringement was willful, a declaration that this case is exception under 35 U.S.C. § 285, and recovery of Philips' costs and attorneys' fees. Philips will be producing documents in support of its damages claim, and will likely serve one or more expert reports in support of its damages claim in accordance with the case schedule.

**D. Insurance.**

Philips is presently unaware of any responsive insurance agreements.

# 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.