

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

PHILIPS NORTH AMERICA LLC,

Plaintiff,

v.

FITBIT, INC.,

Defendant.

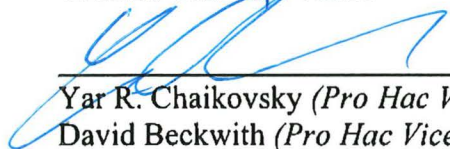
Civil Action No.: 1:19-cv-11586-IT

**DEFENDANT FITBIT, INC.'S LOCAL RULE 16.1(d)(3) CERTIFICATION**

Undersigned counsel for defendant, Fitbit, Inc. ("Fitbit"), and the undersigned authorized representative of Fitbit, hereby certify that, pursuant to Local Rule 16.1(d)(3), they have conferred (i) with a view to establishing a budget for the costs of conducting the full course of this litigation as well as alternative courses of the litigation; and (ii) to consider the resolution of the litigation through the use of alternative dispute programs, such as those outlined in Local Rule 16.4.

Respectfully submitted,

YAR R. CHAIKOVSKY



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**CERTIFICATE OF SERVICE**

I hereby certify that, on November 22nd, 2019, I electronically filed the foregoing with the Clerk's Office using the Court's CM/ECF system, which will send notification of this filing (NEF) to all registered participants, and paper copies will be sent to those indicated as non-registered participants.

/s/ Yar R. Chaikovsky \_\_\_\_\_  
Yar R. Chaikovsky