

# EXHIBIT 3

**Eric Speckhard**

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**From:** RRodrigues@foley.com  
**Sent:** Wednesday, January 13, 2021 10:06 AM  
**To:** Okano, David  
**Cc:** BOSTFPhilipsFitbit@foley.com; Philips - Fitbit  
**Subject:** [EXT] RE: Philips v. Fitbit: Krems and Boccon-Gibod depositions

**--- External Email: Do not open attachments or click links from unknown senders ---**

Hi David,

Can you confirm start times for Mr. Krems and Boccon-Gibod? I'm not sure what time zones they are in.

Regards,

-Ruben

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**From:** Okano, David <davidokano@paulhastings.com>  
**Sent:** Tuesday, January 12, 2021 12:12 AM  
**To:** Rodrigues, Ruben J. <RRodrigues@foley.com>  
**Cc:** BOST - F - Philips - Fitbit <BOSTFPhilipsFitbit@foley.com>; Philips - Fitbit <Philips-Fitbit@paulhastings.com>  
**Subject:** Philips v. Fitbit: Krems and Boccon-Gibod depositions

**\*\* EXTERNAL EMAIL MESSAGE \*\***

Ruben,

Subject to its September 4, 2020 objections and responses to Philips' Rule 30(b)(6) deposition notice, Fitbit intends to designate Mr. Krems and Mr. Boccon-Gibod on the following topics, as Fitbit best understands the scope of each topic:

- Ryan Krems: 5 as to noninfringing alternatives, 10, 11, 14 for certain factual bases, 16–19, 22 as to general operation of accused products, 23(g) (h) (i) (j) (k) (l), 24, 25, 35 as to technical documentation for topics on which Mr. Krems is designated, 36, 38 as to technical documentation for topics on which Mr. Krems is designated, 53, 57.
- Gilles Boccon-Gibod: 2 for certain factual bases, 3 for certain factual bases, 5 as to noninfringing alternatives, 23(a) (b) (c) (d) (e) (f), 35 and 38 as to technical documentation for topics on which Mr. Boccon-Gibod is designated.

David



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