

**IN THE UNITED STATES DISTRICT COURT  
FOR THE NORTHERN DISTRICT OF ILLINOIS**

OCEAN TOMO, LLC,	)	
	)	
Plaintiff and Counter-defendant,	)	
	)	
v.	)	No. 12 C 8450
	)	
JONATHAN BARNEY and	)	Hon. Joan B. Gottschall
PATENTRATINGS, LLC,	)	
	)	
Defendants and Counter-plaintiffs.	)	Hon. Mary Rowland

**DEFENDANT AND COUNTER-PLAINTIFF  
PATENTRATINGS, LLC'S SECOND SET OF INTERROGATORIES**

Defendant and counter-plaintiff PatentRatings, LLC, by its attorneys, pursuant to Rule 33 of the Federal Rules of Civil Procedure, hereby requests that plaintiff and counter-defendant Ocean Tomo, LLC respond in writing and under oath to the following interrogatories within thirty (30) days of service hereof.

**DEFINITIONS AND INSTRUCTIONS**

A. Unless otherwise specified, all terms used herein shall be interpreted as they are used in the Federal Rules of Civil Procedure.

B. "Ocean Tomo" refers to Ocean Tomo, LLC and its current and former parents, subsidiaries, and affiliates, and their respective officers, directors, employees, consultants, contractors, agents, attorneys, representatives, successors, assigns, and any other person or entity that has acted or is acting on their behalf.

C. "PatentRatings" refers to PatentRatings, LLC and its current and former parents, subsidiaries, and affiliates, and their respective officers, directors, employees, consultants,

contractors, agents, attorneys, representatives, successors, assigns, and any other person or entity that has acted or is acting on their behalf.

D. "License Agreement" refers to the License Agreement between PatentRatings and Ocean Tomo dated as of September 1, 2004, as amended and supplemented by the Letter Agreement dated December 31, 2004, the Amendment to Licensing Agreement dated May 2, 2005, the Supplemental License Agreement dated May 18, 2006, and the Amendment dated July 19, 2007.

E. "Challenged Patents" refers to U.S. Pat. Nos. 6,556,992; 7,657,476 7,716,226; 7,949,581; 7,962,511; 8,131,701; 8,504,560 and 8,818,996.

F. "Ocean Tomo Ratings Systems" refers to the Ocean Tomo Ratings™ systems identified and described at <http://www.oceantomo.com/ratings/>.

G. Unless otherwise indicated, these requests call for the disclosure of information relating to acts or events after June 30, 2004.

H. These requests call for the disclosure of all information within Ocean Tomo's possession or control, including but not limited to information in the possession and control of its attorneys.

I. If any information responsive to these interrogatories is claimed to be privileged, to constitute work-product, or otherwise exempt from discovery, state the basis of the claim, and include a brief description of the subject matter of the information withheld, the identity of all persons by whom and to whom the information has been communicated, and if the information is contained or referenced in a document, the identity of the document.

## INTERROGATORIES

1. Identify each and every product or service currently offered or sold by Ocean Tomo that: (a) is covered by, or (b) but for the License Agreement would infringe, any claim (whether valid, invalid, or otherwise) of the Challenged Patents.

2. Identify each and every software, system or method operated or practiced by Ocean Tomo that: (a) is covered by, or (b) but for the License Agreement would infringe, any claim (whether valid, invalid or otherwise) of the Challenged Patents.

Dated: March 23, 2015

PATENTRATINGS, LLC

By: David C. Layden  
One of its attorneys

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