

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

UNIFIED PATENTS INC.
Petitioner

v.

DRAGON INTELLECTUAL PROPERTY, LLC
Patent Owner

Case IPR2014-01252
Patent 5,930,444

Before ANDREW KELLOGG, *Trial Paralegal*

**DRAGON INTELLECTUAL PROPERTY, LLC'S
FIRST SET OF REQUEST FOR PRODUCTION OF DOCUMENTS**

Mail Stop Patent Board
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

On September 4, 2014, counsel for Unified Patents Inc. (“Unified Patents”) offered to provide discovery on an expedited basis regarding Unified Patents’ status as the real party in interest in the above captioned *inter partes* review proceedings. The parties met and conferred regarding discovery, and agreed that Dragon Intellectual Property, LLC (“Dragon”) would provide Unified Patents with discovery requests, which Dragon did on September 30, 2014. The parties met and conferred on October 2, 2014. During that conversation, counsel for Unified Patents stated that Unified Patents would not respond to written discovery requests that sought information about members of Unified Patents that were suppliers to defendants in the Dragon Litigation (defined below) on the basis that Unified Patents does not know whether (or if) any of its members are suppliers of DVR devices or software for DVR devices to defendants in the Dragon Litigation. Unified Patents also stated that it would not provide written responses to discovery requests that sought information about the facts and circumstances under which Unified Patents became aware of Dragon or the Dragon patent that is the subject of this proceeding, or communications with parties other than members of Unified Patents regarding Dragon or the Dragon patent that is the subject of this litigation. The discovery requests below are requests to which Unified Patents has agreed to respond, and reflect Unified Patents’ edits to the original discovery requests Dragon provided on September 30, 2014.

Pursuant to Unified Patents' proposal to provide responses by October 13, 2014, the parties' agreement, and pursuant to 37 C.F.R. § 42.51, Dragon serves these discovery requests.

DEFINITIONS

“Dragon Litigation” in the following discovery requests refers to the following matters, individually and collectively, each of which was filed on or about December 20, 2013 in the United States District Court for the District of Delaware:

- *Dragon Intellectual Prop. LLC v. Apple Inc.* (C.A. No. 13-2058-RGA)
- *Dragon Intellectual Prop. LLC v. AT&T Services, Inc.* (C.A. No. 13-2061-RGA)
- *Dragon Intellectual Prop. LLC v. Charter Commc'ns Inc.* (C.A. No. 13-2062-RGA)
- *Dragon Intellectual Prop. LLC v. Comcast Cable Commc'ns LLC* (C.A. No. 13-2063-RGA)
- *Dragon Intellectual Prop. LLC v. Cox Communications Inc.* (C.A. No. 13-2064-RGA)
- *Dragon Intellectual Prop. LLC v. DirecTV LLC* (C.A. No. 13-2065-RGA)
- *Dragon Intellectual Prop. LLC v. DISH Network LLC* (C.A. No. 13-2066-RGA)

- *Dragon Intellectual Prop. LLC v. Sirius XM Radio Inc.* (C.A. No. 13-2067-RGA)
- *Dragon Intellectual Prop. LLC v. Time Warner Cable Inc.* (C.A. No. 13-2068-RGA)
- *Dragon Intellectual Prop. LLC v. Verizon Commc'ns Inc.* (C.A. No. 13-2069-RGA)

DOCUMENT REQUESTS

1. All agreements or other materials memorializing the terms of membership in Unified Patents by any Defendant in the Dragon Litigation.
2. All correspondence between Unified Patents Inc. and any member that discusses or references Dragon Intellectual Property, LLC or United States Patent 5,930,444. Papers filed with the United States Patent and Trademark Office, Patent Trial and Appeal Board in connection with IPR2014-01252 may be excluded from this response.

Dated: October 6, 2014

By: /s/ Jason S. Angell
Jason S. Angell
Reg. No. 51408
Counsel for Patent Owner

CERTIFICATE OF SERVICE

It is certified that a copy of the foregoing has been served on Petitioner via electronic mail transmission addressed to the person(s) at the address below:

Michael L. Kiklis
Scott McKeown
OBLON SPIVAK
cpdocketkiklis@oblon.com
cpdocketmckeown@oblon.com

Date: October 6, 2014

/s/ Jason S. Angell _____

Jason S. Angell
Reg. No. 51408
Counsel for Patent Owner