

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE**

\_\_\_\_\_  
DELAWARE DISPLAY GROUP LLC  
and INNOVATIVE DISPLAY  
TECHNOLOGIES LLC,

Plaintiffs,

v.

LG ELECTRONICS, INC.,  
LG ELECTRONICS U.S.A., INC.,  
LG DISPLAY CO., LTD., and  
LG DISPLAY AMERICA, INC.,

Defendants.

C.A. No. 13-2109-RGA

**LG DISPLAY CO., LTD. AND LG DISPLAY AMERICA, INC.’S  
OBJECTIONS AND RESPONSES TO PLAINTIFFS DELAWARE DISPLAY  
GROUP LLC AND INNOVATIVE DISPLAY TECHNOLOGIES LLC’S  
FOURTH SET OF REQUESTS FOR PRODUCTION OF DOCUMENTS AND THINGS**

Pursuant to the Federal Rules of Civil Procedure, Defendants LG Display Co., Ltd. and LG Display America, Inc. (collectively, “LG Display” or “Defendants”), through their undersigned counsel, hereby object and respond to *Plaintiffs’ Fourth Set of Requests for Production of Documents and Things* (“Requests”) served by Plaintiffs Delaware Display Group LLC (“DDG”) and Innovative Display Technologies LLC (“IDT”) (collectively, “Plaintiffs”) on September 21, 2015, as follows.

**PRELIMINARY STATEMENT**

1. These answers are made solely for the purpose of this action. Each answer is subject to all objections, as to competence, relevance, materiality, propriety, and admissibility.

2. LG Display’s responses are based upon information presently available to and located by LG Display. LG Display has not completed its investigation of the facts relating to

this case, discovery in this action, or its preparation for trial. The responses are given without prejudice to LG Display's right to produce evidence of any additional facts. As such, these responses are subject to supplementation and amendment as discovery in this case progresses, should future investigation or discovery indicate that supplementation or amendment is necessary. LG Display reserves the right to make any use of, or introduce at any hearing or trial, documents that are responsive to these Requests, but discovered subsequent to LG Display's service of these responses, including, but not limited to, any documents obtained in discovery herein.

3. No incidental or implied admissions are intended by the responses herein. The fact that LG Display has answered or objected to any Request should not be taken as an admission that LG Display accepts or admits the existence of any "fact" set forth or assumed by such Request. That LG Display has answered part or all of any Request is not intended to be, and shall not be construed to be, a waiver by LG Display of any part of any objection to any Request.

### **GENERAL OBJECTIONS**

LG Display makes the following numbered general objections to the requests, instructions and definitions set forth in Plaintiffs' Requests, which objections are incorporated by reference into each and every request response that follows:

1. LG Display objects to each Request and the Definitions and Instructions to the extent they seek to impose obligations and duties upon LG Display greater or different than those requirements mandated by the Federal Rules of Civil Procedure, the Local Rules for the United States District Court for the District of Delaware, any other applicable local rules, or any order entered in this case.

2. LG Display objects to each Request to the extent it seeks information, documents, or things (a) not maintained in the ordinary course of business, and/or (b) the collection or investigation of the documents or things sought by the request would require an unreasonable amount of time and resources.

3. LG Display objects to each Request as unduly burdensome to the extent it seeks information, documents, or things that (a) are not in LG Display's possession, custody, or control as those terms are defined in Federal Rule of Civil Procedure 34 and/or (b) are as easily available to Plaintiffs as to LG Display.

4. LG Display objects to each Request to the extent it seeks discovery regarding events transpiring after the filing date of the suit. Without waiving this objection, LG Display may provide discovery regarding events after the date of the filing of this suit or any applicable counterclaim. LG Display will also consider, on a case-by-case basis, specific supplemental discovery regarding events transpiring after the date of such filing.

5. LG Display objects to each Request to the extent it seeks confidential or proprietary information, documents, or things pertaining to LG Display's business, technology and/or economic relationships. LG Display will only produce or provide such responsive information, documents or things pursuant to protective order and upon receipt of permission from third parties, if necessary.

6. LG Display objects to each Request to the extent it seeks information, documents, or things protected from disclosure by the attorney-client privilege, the attorney work product doctrine, the joint defense or common-interest privilege, or by any other privilege or immunity under federal or state statutory, constitutional or common law. The inadvertent production of any information or documents that contain information that is privileged, were prepared in

anticipation of litigation or for trial, or that are otherwise protected from discovery, shall not constitute a waiver of any privilege or any ground for objection to discovery with respect to such information or documents, or the subject matter thereof, or of the right of LG Display to object to the use of any such document or information during any subsequent proceeding, hearing, or trial. LG Display will produce a privilege log of any responsive, privileged documents withheld from production, if any, subject to the reservation that work product and attorney-client privileged documents generated after the filing date of the instant action need not be identified on the privilege log.

7. LG Display objects to the extent that each Request is not limited by a reasonable or relevant time period, except to the extent it bears on invalidity, and consequently is overbroad, unduly burdensome, and/or not relevant to a claim or defense of a party and not reasonably calculated to lead to the discovery of admissible evidence.

8. LG Display objects to each Request as being overly broad and unduly burdensome to the extent it requires LG Display to provide any information, documents or things beyond what LG Display is able to locate from a reasonable search of its files.

9. LG Display objects to each Request to the extent it seeks legal contentions, calls for a legal conclusion, and/or seeks information before the Court has construed the claims or before the time specified and agreed to by the parties for such disclosure and as set forth in any scheduling order entered in this case, and/or a time otherwise agreed to by the parties or established by the Court for such disclosure.

10. LG Display objects to any Request to the extent it improperly seeks to obtain expert opinions prior to the period for expert discovery or improperly seeks anything other than LG Display's present contentions.

11. LG Display's response to each Request is hereby made without waiver of, and with the intentional preservation of:

- a) all questions as to the competence, relevance, materiality, privilege, confidentiality, authenticity and admissibility as evidence for any purpose of the information or documents, or the subject matter thereof, in any aspect of this or any other court action or judicial or administrative proceeding or investigation;
- b) the right to object on any ground to the use of any such information or documents, or the subject matter thereof, in any aspect of this or any other court action or judicial or administrative proceeding or investigation;
- c) the right to object at any time for any further response to this or any other request for information or production of documents including all objections as to burdensomeness, vagueness, overbreadth and ambiguity;
- d) the right to object on any ground to any further requests involving or relating to any of the paragraphs in these discovery requests; and
- e) the right at any time to revise, correct, supplement or clarify the responses and objections propounded herein.

12. Production of documents or information responsive to any request should not be construed as:

- a) an admission or stipulation that the documents or their content or subject matter are properly discoverable or relevant;
- b) a waiver by LG Display of its General Objections or of the specific objections asserted in response to a specific request; or

# 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.