

From: Michael Shore <mshore@ShoreChan.com>
Sent: Thursday, August 2, 2018 11:15 PM
To: Simmons, Luann L.
Cc: TeamCyweeSamsung; Ari Rafilson; Will Ellerman; Christopher Evans; Alfonso G Chan
Subject: Samsung Google Communications

Dear Luanne,

I have been in Korea for 10 days taking deposition of Samsung personnel. I cannot give you specifics due to Protective Order designations by Samsung, but I have reason to believe that there have been extensive communications between Samsung and Google beginning over a year ago that may create an estoppel of the Google IPR. Please produce as soon as practicable the following:

1. The Samsung Android software license agreement;
2. All communications between Samsung and Google (or lawyers representing one or both) that mention, refer or relate to CyWee, the CyWee patents or the CyWee/Samsung lawsuit (including any notes, summaries or reports of such communications);
3. All agreements between Samsung and Google that mention, refer or relate to CyWee, the CyWee patents or the Samsung/CyWee lawsuit;
4. Any documents related to demands or requests from Samsung to Google that seek indemnity for CyWee's claims, a defense of the CyWee/Samsung suit or any aid from Google in defending the CyWee suit of any kind or nature; and
5. Any documents (internal to Google or shared between Google and any third party) that could conceivably be relevant to any potential claim by CyWee that Samsung and Google share any interest in invalidating the CyWee patents, including but not limited to any Joint Defense Agreements, Joint Interest Agreements or any other document or agreement that indicates Samsung and Google's interests are aligned in defeating CyWee's claims.

I am certain you appreciate the import of this information in both the pending lawsuits and the IPR. I would also like a Rule 30(b)(6) deponent on the above topics as well as soon as possible, regardless of whether Google contends any documents exist responsive to the above requests. If you need a formal discovery request beyond this email to comply within 33 days, please indicate by return email. I am happy to make the requests more formally if you think that is appropriate.

Warm regards,

Michael