

Subject: Re: Largan v. HP : Correspondence
Date: Monday, May 18, 2020 at 7:29:20 PM Eastern Daylight Time
From: Lisa Phillips
To: Brandon Stroy, Bill Sigler, Largan
CC: AOETTeam, Newmax_Largan, Victoria Hao, yang christine, MaynardLargan-HPTeam
Attachments: image001.png, image002.png

Hi Brandon,

Thank you for your email. The claim charts are correct, and our asserted claims for the '796 Patent are 1-9, 11, and 15-25. The cover pleading mistakenly didn't include claims 5 and 23, and we apologize for any confusion caused by that typographical error. As for the differences between the charts, they include different claims because the different products identified in each chart infringe different claims.

Best,
Lisa

Lisa Phillips | Fisch Sigler LLP

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From: Brandon Stroy <BStroy@maynardcooper.com>
Date: Monday, May 18, 2020 at 6:51 PM
To: Lisa Phillips <Lisa.Phillips@fischllp.com>, Bill Sigler <Bill.Sigler@fischllp.com>, Largan <Largan@fischllp.com>
Cc: AOETTeam <AOETTeam@jonesday.com>, Newmax_Largan <newmaxcnsI_largan@fr.com>, Victoria Hao <vhao@sjclawpc.com>, yang christine <chrisyang@sjclawpc.com>, MaynardLargan HPTeam <MaynardLargan HPTeam@maynardcooper.com>
Subject: Re: Largan v. HP : Correspondence

Lisa,

Further to my letter from Friday, it appears that Largan's infringement contentions are also inconsistent regarding which claims of the '796 patent are asserted. In Largan's cover pleading, Largan identifies claims 1-4, 6-9, 11, 15-22, 24, and 25 as asserted. However, Largan's claim charts each include different subsets of asserted claims, and in some cases include claims not included in the list on the cover pleading:

- C1: 1, 2, 3, 5, 7-9, 21-23, 25
- C2: 1, 2, 4-9, 11, 15, 16, 18-23, 25
- C3: 1, 2, 4-8, 11, 15, 16, 18-23, 25
- C4: 1-9, 15, 17-22, 24, 25
- C5: 1-4, 6-9, 11, 15-20
- C6: 1, 2, 4-9, 11, 15, 16, 18-23, 25

Please provide an accurate list of the asserted claims at your earliest convenience.

Thanks,
Brandon

BRANDON STROY
T: 415.646.4703
M: 650.380.0434



From: Lisa Phillips <Lisa.Phillips@fischllp.com>
Date: Monday, May 18, 2020 at 2:11 PM
To: Brandon Stroy <BStroy@maynardcooper.com>, Bill Sigler <Bill.Sigler@fischllp.com>, Largan <Largan@fischllp.com>
Cc: AOETTeam <AOETTeam@jonesday.com>, Newmax_Largan <newmaxcnsi_largan@fr.com>, Victoria Hao <vhao@sjclawpc.com>, yang christine <chrisyang@sjclawpc.com>, MaynardLargan HPTeam <MaynardLargan HPTeam@maynardcooper.com>
Subject: Re: Largan v. HP : Correspondence

Hi Brandon,

Thank you for your letter. But it raises assertions that are nearly identical to those raised in Ability's letter nearly a month ago. We responded to Ability's letter on Wednesday, April 29, copying you and the other counsel for HP. I've attached another copy for your convenience. The responses in our April 29 letter to Ability apply equally to the assertions raised in your May 15 letter. If you disagree or have additional questions after reviewing it, please let us know.

And two points in your letter warrant additional responses. First, your letter ignores Largan's document production, including the documents relating to its pre-suit testing efforts, which were produced at least a month before your letter. Largan also responded to HP's specific interrogatories and identified the Bates numbers of those documents on April 29, more than 2 weeks before your letter. This and the contentions' detailed matching of the accused products (and substantially similar products) to the asserted claims, element by element, belies HP's claim that it's unable to understand the infringement contentions.

Second, your letter avers that Largan "identified various accused camera modules... and then simply used HP's online spare parts database to determine which HP products might hypothetically be comparable... when they are used as spare parts," and similarly, that "as HP does not manufacture any of the accused camera modules, HP has no knowledge of whether the lens systems within are substantially similar, or at all similar, to those in the accused camera modules..." These assertions are specious, at best. The charted lens systems were removed from the identified HP camera modules and systems, most of them purchased directly through HP. After extensive testing of those lens systems, Largan used publicly available information taken from HP's own database to identify HP's own part numbers for camera modules utilizing those same lens systems. HP can't pretend to know nothing of its own products sold on its own website under its own names and model numbers.

Thank you.

Best,
Lisa

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From: Brandon Stroy <BStroy@maynardcooper.com>

Date: Friday, May 15, 2020 at 5:07 PM

To: Bill Sigler <Bill.Sigler@fischllp.com>, Largan <Largan@fischllp.com>

Cc: AOETTeam <AOETTeam@jonesday.com>, Newmax_Largan <newmaxcns_largan@fr.com>, Victoria Hao <vhao@sjclawpc.com>, yang christine <chrisyang@sjclawpc.com>, MaynardLargan HP Team <MaynardLargan HP Team@maynardcooper.com>

Subject: Largan v. HP : Correspondence

Bill,

Please see the attached correspondence.

Best,
Brandon

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