

Exhibit C

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF GEORGIA
ATLANTA DIVISION

EMERSON ELECTRIC CO., FISHER-ROSEMOUNT SYSTEMS, INC., and ROSEMOUNT INC.,
Plaintiffs,

v.

SIPCO, LLC, and
IP CO, LLC (d/b/a INTUS IQ),
Defendants.

Civil Action No. 1:15-cv-00319-AT

JURY TRIAL DEMANDED

DEFENDANTS SIPCO, LLC’S AND IP CO, LLC’S ANSWER, AFFIRMATIVE DEFENSES, AND COUNTERCLAIMS TO PLAINTIFFS’ COMPLAINT

Defendants SIPCO, LLC (“SIPCO”) and IP CO, LLC (d/b/a INTUS IQ) (“IP CO”) (collectively “Defendants”), by and through their counsel Thompson Hine LLP and Nutter, McClennen & Fish LLP, hereby answer the Complaint For Declaratory Judgment of Patent Non-Infringement and Invalidity (“Complaint”) of Plaintiffs Emerson Electric Co., Fisher-Rosemount Systems, Inc. and Rosemount Inc. (“Plaintiffs” or “Emerson”), as follows, using the same headings and numberings as used in the Complaint:

1. Defendants admit that Plaintiffs' Complaint purports to state a claim for declaratory judgment that claim 1 of U.S. Patent No. 7,103,511 ("the '511 Patent") and claim 2 of U.S. Patent No. 6,044,062 ("the '062 Patent") are invalid and not infringed by Plaintiffs. Defendants also admit that Plaintiffs purport to describe the '511 Patent as the "SIPCO Patent" and purport to describe the '062 Patent as the "IPCO Patent." Defendants deny that the '511 Patent and '062 Patent are invalid and not infringed by Plaintiffs.

PARTIES

2. Defendants admit the allegations of Paragraph 2.

3. Defendants admit that Plaintiff Fisher-Rosemount Systems, Inc. is a corporation incorporated under the laws of the State of Delaware and has a place of business at 1100 W. Louis Henna Blvd., Bldg. 1, Round Rock, Texas 7868. Defendants lack knowledge or information sufficient to form a belief about the remaining factual allegations of Paragraph 3 and therefore deny them pursuant to Fed. R. Civ. P. 8(b).

4. Defendants admit that Plaintiff Rosemount Inc. is a corporation incorporated under the laws of the State of Minnesota and has a place of business at 8200 Market Blvd., Chanhassen, Minnesota 55317. Defendants lack knowledge

or information sufficient to form a belief about the remaining factual allegations of Paragraph 4 and therefore deny them pursuant to Fed. R. Civ. P. 8(b).

5. Defendants admit the allegations of Paragraph 5.

6. Defendants admit the allegations of Paragraph 6.

JURISDICTION AND VENUE

7. Defendants admit that Paragraph 7 purports to state a claim under the Patent Laws of the United States and under the Declaratory Judgment Act.

Defendants admit that the claim is purportedly brought for a declaration by this Court that claim 1 of the '511 Patent and claim 2 of the '062 Patent (collectively referred to as "the Patents-in-Suit" by Plaintiffs) are invalid and not infringed by Plaintiffs. Defendants deny that the '511 Patent and '062 Patent are invalid and not infringed by Plaintiffs.

8. Defendants admit that Paragraph 8 purports to state that this Court has jurisdiction over the claims asserted in Plaintiffs' Complaint under 28 U.S.C. §§ 1331, 1338(a), 2201 and 2202. Defendants admit that Paragraph 8 purports to state that there is a dispute between Defendants and Plaintiffs regarding infringement and validity of the '511 Patent and '062 Patent. Defendants lack knowledge or information sufficient to form a belief about the remaining allegations of Paragraph 8 and therefore deny them pursuant to Fed. R. Civ. P. 8(b).

9. Defendants admit that SIPCO is Georgia corporation, maintains a place of business in Georgia and conducts business in Georgia. Defendants lack knowledge or information sufficient to form a belief about the remaining allegations of Paragraph 9 and therefore deny them pursuant to Fed. R. Civ. P. 8(b).

10. Defendants admit that IP CO is a Georgia corporation, maintains a place of business in Georgia and conducts business in Georgia. Defendants lack knowledge or information sufficient to form a belief about the remaining allegations of Paragraph 10 and therefore deny them pursuant to Fed. R. Civ. P. 8(b).

11. Defendants lack knowledge or information sufficient to form a belief about the allegations of Paragraph 11 and therefore deny them pursuant to Fed. R. Civ. P. 8(b).

BACKGROUND

12. Defendants admit that the ‘511 Patent, entitled “Wireless Communication Networks for Providing Remote Monitoring of Devices,” issued on September 5, 2006.

13. Defendants admit that SIPCO is the owner of the ‘511 patent. Defendants lack knowledge or information sufficient to form a belief about the

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