IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS TYLER DIVISION

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

Plaintiffs,

v.

EMERSON ELECTRIC CO., EMERSON PROCESS MANAGMENET LLLP, FISHER-ROSEMOUNT SYSTEMS, INC., ROSEMOUNT INC., BP PLC, BP AMERICA, INC., and BP AMERICA PRODUCTION COMPANY

Civil Action No. 6:15-CV-907-JRG-KNM

Emerson Defendants.

EMERSON ELECTRIC CO., EMERSON PROCESS MANAGEMENT LLLP, FISHER-ROSEMOUNT SYSTEMS, INC., AND ROSEMOUNT INC.'S ANSWER TO FIRST AMENDED COMPLAINT

Defendants Emerson Electric Co., Emerson Process Management LLLP, Fisher-Rosemount Systems, Inc., and Rosemount Inc., (collectively, "Emerson Defendants"), answer the First Amended Complaint of Plaintiffs SIPCO, LLC ("SIPCO") and IP CO, LLC (d/b/a/INTUS IQ) ("IP CO") (collectively, "Plaintiffs"), as follows in the correspondingly numbered paragraphs:

- 1. Admitted.
- 2. Admitted.



- 3. Emerson Defendants admit that Emerson Electric Co. is a corporation organized and existing under the laws of the State of Missouri and deny the remaining allegations of this Paragraph.
- 4. Emerson Defendants admit that Emerson Process Management LLLP is indirectly a wholly owned subsidiary of Emerson Electric Co., and is organized and existing under the laws of the State of Delaware, and deny the remaining allegations of this Paragraph.
 - 5. Admitted.
 - 6. Admitted.
- 7. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 8. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 9. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 10. Admitted that, in general, claims for patent infringement arise under the cited statutes; denied that the Complaint actually asserts a claim for patent infringement under the cited statutes.
 - 11. Admitted.
- 12. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
 - 13. Denied.



- 14. Denied.
- 15. Denied.
- 16. Admitted.
- 17. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 18. Emerson Defendants admit knowledge of the '492 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 19. Denied.
 - 20. Admitted.
- 21. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 22. Emerson Defendants admit knowledge of the '692 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 23. Denied.
 - 24. Admitted.
- 25. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 26. Emerson Defendants admit knowledge of the existence of the '893 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 27. Denied.
 - 28. Admitted.



- 29. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 30. Emerson Defendants admit knowledge of the existence of the '516 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 31. Denied.
 - 32. Admitted.
- 33. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 34. Emerson Defendants admit knowledge of the '661 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 35. Denied.
 - 36. Admitted.
- 37. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 38. Emerson Defendants admit knowledge of the '314 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 39. Denied.
 - 40. Admitted.
- 41. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.



- 42. Emerson Defendants admit knowledge of the existence of the '471 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 43. Denied.
 - 44. Admitted.
- 45. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 46. Emerson Defendants admit knowledge of the existence of the '496 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 47. Denied.
 - 48. Admitted.
- 49. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
- 50. Emerson Defendants admit knowledge of the existence of the '780 patent before the filing of the Complaint and deny the remaining allegations of this Paragraph.
 - 51. Denied.
 - 52. Admitted.
- 53. Emerson Defendants lack knowledge or information sufficient to form a belief as to the truth of the allegations of this Paragraph, and therefore deny them.
 - 54. Denied.
 - 55. Denied.
 - 56. Admitted.



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