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

§ §

§ §

§ §

888888

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

Plaintiffs,

v.

EMERSON ELECTRIC CO., EMERSON PROCESS MANAGEMENT LLLP, FISHER-ROSEMOUNT SYSTEMS, INC., ROSEMOUNT INC., BP, p.l.c., BP AMERICA, INC., and BP AMERICA PRODUCTION COMPANY,

Defendants.

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

DEFENDANTS' NOTICE REGARDING RELATED LITIGATION

Defendants Emerson Electric Co., Emerson Process Management LLLP, Fisher-Rosemount Systems, Inc., and Rosemount Inc. (collectively, "Emerson") file this notice to apprise the Court of the status of the related litigation pending between Emerson¹ and Plaintiffs SIPCO LLC and IP CO., LLC (collectively, "SIPCO") pending in the U.S. District Court for the Northern District of Georgia ("the Georgia action").

Emerson provides the present notice to the Court to advise it that, in the Georgia action, Emerson has filed its reply to its motion to enjoin SIPCO from prosecuting this action. (*See* Exh. 1).

¹ Emerson Process Management LLLP is not named as a party in the Georgia action. The LLLP entity has two partners – Fisher-Rosemount Systems, Inc. and Rosemount Inc. Thus, the inclusion of Emerson Process Management LLLP in this case adds no additional real parties in interest to this case.



Dated: April 27, 2016 Respectfully submitted,

<u>/s/_Melissa R. Smith</u>

Melissa R. Smith GILLAM & SMITH LLP

303 South Washington Ave.

Marshall, Texas 75670

Telephone: (903) 934-8450 Facsimile: (903) 934-9257

Email: melissa@gillamsmithlaw.com

Donald L. Jackson James D. Berquist J. Scott Davidson DAVIDSON BERQUIST JACKSON & GOWDEY, LLP 8300 Greensboro Dr., Suite 500 McLean, VA 22102

Telephone: (571) 765-7700 Facsimile: (571) 765-7200

Attorneys for Defendants Emerson Electric Co., Emerson Process Management LLLP, Fisher-Rosemount Systems, Inc., Rosemount Inc., BP America, Inc., and BP America Production Company.



CERTIFICATE OF SERVICE

The undersigned hereby certifies that on this 27th day of April, 2016, a true and correct copy of the foregoing document has been served via the Court's ECF system to all counsel of record.

/s/ Melissa R. Smith Melissa R. Smith

