

1 BRYAN WILSON (CA SBN 138842)
BWilson@mofo.com
2 KIMBERLY N. VAN VOORHIS (CA SBN 197486)
KVanVoorhis@mofo.com
3 CHRISTOPHER F. JEU (CA SBN 247865)
CJeu@mofo.com
4 ZAHRA HAYAT (CA SBN 262605)
ZHayat@mofo.com
5 BENJAMIN PETERSEN (CA SBN 267120)
BPetersen@mofo.com
6 MORRISON & FOERSTER LLP
7 755 Page Mill Road
Palo Alto, California 94304-1018
Telephone: 650.813.5600
8 Facsimile: 650.494.0792

9 Attorneys for Defendant and Counterclaimant
SONICS, INC.

10 ADDITIONAL ATTORNEYS LISTED
11 ON NEXT PAGE

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
14 SAN FRANCISCO DIVISION
15

16 ARTERIS, S.A.S.,
17 Plaintiff,
18
19 v.
20 SONICS, INC.,
21 Defendant.

Case No. 3:12-CV-00434-WHA (KAW)

**REQUEST FOR INTERNATIONAL
JUDICIAL ASSISTANCE PURSUANT
TO THE HAGUE CONVENTION OF 18
MARCH 1970 ON TAKING OF
EVIDENCE ABROAD IN CIVIL OR
COMMERICAL MATTERS**

22 AND RELATED COUNTERCLAIMS
23
24
25
26
27
28

1 MARK D. FOWLER (Bar No. 124235)

2 mark.fowler@dlapiper.com

3 CHANG KIM (Bar No. 273393)

4 changu.kim@dlapiper.com

5 DLA PIPER LLP (US)

6 2000 University Avenue

7 East Palo Alto, CA 94303-2215

8 Tel: (650) 833-2000

9 Fax: (650) 833-2001

10 GERALD T. SEKIMURA (Bar No. 96165)

11 gerald.sekimura@dlapiper.com

12 DLA PIPER LLP (US)

13 555 Mission Street, Suite 2400

14 San Francisco, CA 94105

15 Tel: (415) 836-2500

16 Fax: (415) 836-2501

17 KEVIN C. HAMILTON (Bar No. 269423)

18 kevin.hamilton@dlapiper.com

19 DLA PIPER LLP (US)

20 401 B Street, Suite 1700

21 San Diego, CA 92101

22 Tel: (619) 699-2700

23 Fax: (619) 699-2701

24 Attorneys for Plaintiff and Counter-

25 Defendant

26 ARTERIS S.A.S.

- 1 1. Sender: Office of the Clerk
2 U.S. District Court for the Northern District of California
3 Oakland Courthouse, Courtroom 4 - 3rd Floor
4 1301 Clay Street,
5 Oakland, CA 94612
- 6 2. Central Authority of the Requested State: Ministère de la Justice
7 Direction des Affaires Civiles et du Sceau
8 Bureau de l'entraide civile et commerciale internationale (D3)
9 13, Place Vendôme
10 75042 Paris Cedex 01
11 France
12 Tel: + 33 (1) 44 77 64 52
- 13 3. Person to whom the executed request is to be returned: The Hon. Kandis A. Westmore
14 U.S. Magistrate Judge
15 U.S. District Court for the Northern District of California
16 Oakland Courthouse, Courtroom 4 - 3rd Floor
17 1301 Clay Street,
18 Oakland, CA 94612
- 19 4. In accordance with Article 3 of the Convention, the undersigned application has the honor to submit the following request:
- 20 5. a. Requesting judicial authority: U.S. District Court for the Northern District of California
21 Oakland Courthouse, Courtroom 4 - 3rd Floor
22 1301 Clay Street,
23 Oakland, CA 94612
- 24 b. To the competent authority of: France
- 25 c. Name of case and identifying number: *Arteris, S.A.S. v. Sonics, Inc.*, Case No. 3:12-CV-00434-WHA (KAW)
- 26 6. Names and addresses of the parties and their representatives:
- 27 a. Plaintiffs: **Arteris, S.A.S.**
28 6 Parc Ariane – Immeuble Mercure
Boulevard des Chenes – 78284 Guyancourt Cedex – France
- Represented by:
Mark D. Fowler
Chang Kim
DLA PIPER LLP
2000 University Ave.
E. Palo Alto, CA 94303
Tel.: (650)833-2000
Fax: (650)833-2001

Gerald T. Sekimura
DLA PIPER LLP
555 Mission Street, Suite 2400
San Francisco, CA 94105
Tel: (415)836-2500
Fax: (415)836-2501

Kevin C. Hamilton
DLA PIPER LLP
401 B Street, Suite 1700
San Diego, CA 92101
Tel.: (619)699-2700
Fax: (619)699-2701

b. Defendant and Counterclaimant: **Sonics, Inc.**
890 N McCarthy Blvd # 220
Milpitas, CA 95035

Represented by:
Bryan Wilson
Christopher F. Jeu
Kimberly N. Van Voorhis
Zahra Hayat
Benjamin Petersen
MORRISON & FOERSTER LLP
755 Page Mill Road
Palo Alto, CA 94304
Phone: (650)813-600
Fax: (650)494-0792

7. Nature and purposes of the proceedings and summary of the facts:

Defendant and Counterclaimant Sonics, Inc. ("Sonics") was founded in 1996. Sonics provides network-on-a-chip ("NoC") technology and tools. Sonics' products include SonicsSX, SonicsLX, SNAP, Sonics3220, and SonicsGN.

Plaintiff and Counter-Defendant Arteris S.A.S. ("Arteris"), was founded in 2003 and is a subsidiary of U.S. based Arteris Holdings, Inc. Arteris provides NoC technology and tools. Arteris' NoC products include Arteris FlexNoC, Arteris FlexWay, Arteris NoCcompiler, FlexArtist, FlexExplorer, FlexVerifier, NoCverifier, and Danube Network on a Chip Intellectual Property Library.

Arteris, Inc. was founded in 2004 and is also a subsidiary of U.S. based Arteris Holdings, Inc. Arteris, Inc. provides NoC technology and tools. Arteris, Inc.'s NoC products include, Arteris FlexNoC, Arteris FlexWay, Arteris NoCcompiler, FlexArtist, FlexExplorer, FlexVerifier, NoCverifier, and Danube Network on a Chip Intellectual Property Library.

There are two lawsuits involving the parties, both pending in the Northern District of California: *Sonics, Inc. v. Arteris, Inc.* (Case No. 4:11-CV-05311-SBA), pending before Judge

Armstrong, and *Arteris, S.A.S. v. Sonics, Inc.* (Case No. 12-CV-00434-WHA), pending before Judge Alsup.

On November 1, 2011, Sonics filed a complaint against Arteris, Inc., alleging infringement of United States Patents Nos. 6,182,183 (the “183 Patent”); 7,266,786 (the “786 Patent”); 7,277,975 (the “975 patent”); 6,961,834 (the “834 Patent”); 7,191,273 (the “273 Patent”); 6,816,814 (the “814 Patent”); and 7,299,155 (the “155 Patent”) (collectively, the “Sonics Patents-in-Suit”) by the Arteris Accused Products (including, but not limited to, Arteris FlexNoC, Arteris FlexWay, Arteris NoCcompiler, FlexArtist, FlexExplorer, FlexVerifier, NoCverifier, and Danube Network on a Chip Intellectual Property Library). Sonics has served its preliminary infringement contentions, and Arteris, Inc. has served its invalidity contentions.

On January 27, 2012, Arteris, S.A.S. filed a complaint, alleging infringement of United States Patents Nos. 7,574,629 and 7,769,027 (collectively, the “Arteris Patents-in-Suit”). This case is assigned to Judge Alsup. Sonics has since filed counterclaims against Arteris, S.A.S. alleging that the Arteris Accused Products each infringe some or all of the same seven patents Sonics is asserting against Arteris, Inc. in *Sonics v. Arteris, Inc.* The parties served their preliminary infringement contentions on May 10, 2012. The parties served their invalidity contentions on June 25 and 26, 2012.

The Parties have identified several individuals likely to be in possession of relevant information. An important category of such individuals is the named inventors of the Arteris Patents-in-Suit. Mr. Cesar Douady, who resides and works in France, is a named inventor on both the Arteris Patents-in-Suit. Mr. Douady is a former employee of Arteris, S.A.S.

8. Evidence to be obtained or other judicial act to be performed:

It is respectfully requested that an appropriate French judicial authority ask Mr. Douady to appear for a deposition. Given the attorneys’ scheduling constraints, Sonics would like to conduct this deposition preferably in late July, 2012, and therefore respectfully requests that this Letter of Request be executed as expeditiously as possible.

9. Identity and address of any person to be examined:

Cesar Douady
DxO Labs SA
3 rue Nationale
92100, Boulogne-Billancourt
France
Phone: 33 1 55 20 55 99
Fax: 33 1 55 20 55 98

- 1 10. Questions to be put to the person to be examined or
2 statement of the subject
3 matter about which he is to
4 be examined: Mr. Douady will be examined in his personal capacity, as one
5 of the inventors of the Arteris Patents-in-Suit. The subject
6 matter about which Mr. Douady will be examined will pertain
7 to the general characteristics, inventorship, alleged
8 infringement and validity of the Arteris Patents-in-Suit. As
9 Mr. Douady is also a former Chief Technology Officer of
10 Arteris, S.A.S., he may also be examined on the design and
11 development of the Arteris Accused Products.
- 12 11. Documents or other
13 property to be inspected: It is respectfully requested that an appropriate French judicial
14 authority ask Mr. Douady to produce at his deposition any
15 documents that are in his possession, custody or control and
16 that pertain to (i) the Arteris Patents-in-Suit, including, but
17 not limited to, inventor notebooks or any documents showing
18 conception or reduction to practice of inventions reflected in
19 the Arteris Patents-in-Suit; (ii) the design and development of
20 the Arteris Accused Products; and (iii) any communications
21 with Arteris regarding Sonics, or the *Sonics, Inc. v. Arteris,*
22 *Inc.* (Case No. 4:11-CV-05311-SBA) or *Arteris, S.A.S. v.*
23 *Sonics, Inc.* (Case No. 12-CV-00434-WHA) lawsuits.
- 24 12. Any requirement that the
25 evidence be given on oath
26 or affirmation and any
27 specific form to be used: It is respectfully requested that Mr. Douady's answers to the
28 questions posed to him be under oath, under penalty of
perjury.
- 13 13. Special methods or
14 procedures to be followed: None at this time.
- 15 14. Request for notification of
16 the time and place for the
17 execution of the Request
18 and identity and address of
19 any person to be notified: **Arteris, S.A.S.**
20 6 Parc Ariane – Immeuble Mercure
21 Boulevard des Chenes – 78284 Guyancourt Cedex – France
22 Represented by:
23 Mark D. Fowler
24 Chang Kim
25 DLA PIPER LLP
26 2000 University Ave.
27 E. Palo Alto, CA 94303
28 Tel.: (650)833-2000
Fax: (650)833-2001

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15. Request for attendance or participation of judicial personnel of the requesting authority at the execution of the Letter of Request: None at this time.
16. Specification of privilege or duty to refuse to give evidence under the law of the State of origin: Mr. Douady may refuse to answer a question or produce a requested document only where doing so would disclose a privileged communication with counsel or where doing so would disclose work performed under the direction of an attorney.
17. The fees and costs incurred which are reimbursable under the second paragraph of Article 14 or under Article 26 of the Convention will be borne by: **Arteris, S.A.S.**
6 Parc Ariane – Immeuble Mercure
Boulevard des Chenes – 78284 Guyancourt Cedex – France
- Represented by:
Mark D. Fowler
Chang Kim
DLA PIPER LLP
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E. Palo Alto, Ca 94303
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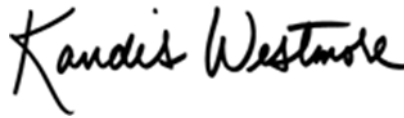
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Fax: (650)494-0792

18. Date of Request: July 3, 2012

19. Signature and seal of the
requesting authority:



Kandis A. Westmore
United States Magistrate Judge