

EXHIBIT H

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11 GOOGLE INC.

12 UNITED STATES DISTRICT COURT
13 NORTHERN DISTRICT OF CALIFORNIA
(OAKLAND DIVISION)

14 GOOGLE INC.,

15 Plaintiff,

16 v.

17 NETLIST, INC.,

18 Defendant.

Case No. C 08-04144 SBA

**PLAINTIFF GOOGLE INC.'S FIRST
SUPPLEMENTAL RESPONSES TO
NETLIST'S REQUEST FOR
ADMISSIONS SET NO. ONE [NOS. 1-26]**

19 Pursuant to Rules 26 and 36 of the Federal Rules of Civil Procedure, Plaintiff Google Inc.
20 ("Google"), through its undersigned counsel, hereby provides its first supplemental responses to
21 Defendant Netlist, Inc. 's ("Netlist'') Request for Admissions, Set No.1, as follows. These
22 responses are based upon information presently available and are therefore made without
23 prejudice to Google's right to use or rely upon subsequently discovered information. As
24 permitted by the Federal Rules of Civil Procedure, these responses may be changed, modified, or
25 supplemented. In responding to Netlist's Requests for Admission, Google does not waive any
26 objections on the grounds of privilege, competency, relevance, materiality, authenticity, or
27 admissibility of the information contained in these responses. Google also expressly reserves the
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1 right to object later to the admissibility of any of this information into evidence on any
2 permissible grounds, including grounds not identified herein.

3 **PRELIMINARY STATEMENT**

4 The following responses are given without prejudice to Google's right to produce
5 evidence of any facts which it may later discover. Google reserves the right to supplement the
6 following responses and to change any and all of its responses as additional facts are ascertained,
7 analyses are made, legal research is completed, contentions are made, or as a result of the Court's
8 legal determination of issues.

9 **OBJECTIONS TO THE INSTRUCTIONS**

10 Google objects to the Instructions to the extent Netlist seeks to impose obligations on
11 Google that are beyond the scope of or inconsistent with the Federal Rules of Civil Procedure, the
12 Local Rules of the United States District Court for the Northern District of California, and/or the
13 Court's Scheduling Order in this case. Google will respond to the Requests to the extent possible,
14 and subject to its objections set forth herein.

15 Google further objects to the Instructions to the extent they seek to require to Google to
16 produce information not in its possession, custody, or control. Google further objections to the
17 Instructions as vague and ambiguous as to at least the term "investigators." Google will respond
18 to the Requests using information available to it after an investigation that is reasonable under the
19 circumstances.

20 **OBJECTIONS TO THE DEFINITIONS**

21 Google objects to the definition of the terms "Google," "you," and "your" to the extent
22 these definitions encompass entities other than plaintiff Google Inc. and to the extent Netlist
23 requests, through these definitions, information not within Google's possession, custody, or
24 control. Google responds on its own behalf only. Google's responses to these requests are made
25 without prejudice to Google's right to produce relevant information obtained from third parties in
26 the future.

1 Google objects to the definitions of “JEDEC Mode C,” “JEDEC Mode A,” “Mode C,” and
2 “Mode A” as vague and ambiguous. Although Netlist professes to use those terms as defined in
3 JEDEC Standard number JESD82-20A, Google objects to their use in these Requests to the extent
4 that use is incompatible or inconsistent with the way the terms are used within that standard.

5 Google objects to the definitions of “Southbound Link,” “Rank Select Bit,” “Address Bit,” “Row
6 Address Bit,” “Column Address Bit,” “Chip Select Bit,” “Command Bit,” “Activate Command,”
7 “Write Command,” “Read Command,” “Precharge Command,” and “Refresh Command” as
8 vague and ambiguous. Although Netlist professes to use those terms as defined in JEDEC
9 Standards documents, Google objects to their use in these Requests to the extent that use is
10 incompatible or inconsistent with the way the terms are used within those standards.

11 GENERAL OBJECTIONS

12 Google’s responses are subject to the following General Objections, which Google
13 incorporates into its responses to each of Netlist’s requests, whether or not such General
14 Objection is expressly referenced. The incorporation by reference of any one of these General
15 Objections shall not be construed to exclude the incorporation of any other General Objection.
16 Moreover, Google does not waive its right to amend its objections.

17 1. Google objects to the requests insofar as they are vague, ambiguous, indefinite,
18 overbroad, unduly burdensome, duplicative, cumulative, indefinite as to time or scope,
19 unintelligible, or otherwise unclear as to the precise information sought.

20 2. In particular, Google objects to the term “bit,” and variants, as used by Netlist in the
21 Requests. While Netlist ostensibly imports the definition of “bit” and related terms (“Rank
22 Select Bit,” “Address Bit,” etc.) from JEDEC standards documents, these terms are not expressly
23 defined in those documents and instead are only defined, if at all, by contextual use in relation to
24 other terms. In addition, the relation of these terms to disputed claim terms is ambiguous, and
25 even contradictory, as used in the JEDEC standards and in the Requests. For instance, the term
26 “bit” is nowhere expressly defined in either the Requests or in the JEDEC standards, although the
27 term “bit lane” is defined in document JESD206, where it is said to mean “[a] differential pair of
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1 signals in one direction,” JESD206 at p. 1, Table 1-1 - which indicates that a bit may be derived
2 from multiple signals. However, as used in the Requests, e.g. where Netlist asks about “Input
3 Command Bits encoding” various commands, it appears that the Requests presume a
4 correspondence between a signal and a series of bits. Because Netlist defines these terms only by
5 reference to ambiguous documents, and further because Netlist clearly implies a connection
6 between these terms and various disputed claim terms, any Request using the term “bit” or any
7 variant is vague, ambiguous, and prematurely calls for a legal conclusion before the disputed
8 claim terms have been construed by the Court.

9 3. Google objects to the requests insofar as they seek information that is neither relevant
10 to a claim or defense of any party, nor reasonably calculated to lead to the discovery of
11 admissible evidence.

12 4. Google objects to the requests to the extent that they seek documents protected by the
13 attorney-client privilege or by the work-product doctrine, protected by any other applicable
14 privilege or immunity, prepared in connection with settlement discussions, prepared in
15 anticipation of adversarial proceedings such as litigation or for trial, prepared in connection with
16 any applicable joint defense agreement, or not otherwise within the scope of permissive discovery
17 under the Federal Rules of Civil Procedure and applicable Local Rules.

18 5. Google objects to the requests on the ground and to the extent they call for information
19 that Google is under an obligation to third parties to not disclose.

20 6. Google objects to the requests on the ground and to the extent they seek to obtain
21 information not in Google’s possession, custody, or control.

22 7. Google objects to the requests as overly burdensome on the ground and to the extent
23 they seek information already in Netlist’s possession or information that is a matter of public
24 record or that is otherwise equally available to Netlist.

25 8. Google objects to the requests to the extent they call for a legal opinion or . conclusion.
26 Google neither expresses nor intends to express any legal opinion or conclusion by responding to
27 Netlist’ s requests.

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1 9. Google objects to the requests to the extent that they fail to specify a relevant time
2 period for which information is requested, and/or to the extent the specified period is irrelevant.

3 10. Google objects to the Requests to the extent that they use terms that are not defined or
4 understood, or are vaguely and/or ambiguously defined, and therefore fail to identify with
5 reasonable particularity the information sought. Google will not speculate as to the meaning to
6 ascribe to such terms.

7 **RESPONSES TO REQUEST FOR ADMISSIONS**

8 **REQUEST FOR ADMISSION NO.1:**

9 Google uses 4-Rank Fully Buffered Dual-In-Line Memory Modules in certain of its
10 servers ("Google's 4-Rank FBDIMMs").

11 **RESPONSE TO REQUEST FOR ADMISSION NO.1:**

12 Google incorporates by reference each of the General Objections. Google further objects
13 to this request as vague and ambiguous as to the term "4-Rank Fully Buffered Dual-In-Line
14 Memory Modules," which is not defined in the requests either explicitly or via reference to a
15 standard.

16 Subject to, without waiving, and based upon the foregoing objections, Google responds as
17 follows: as Google understands the term "4-Rank FBDIMM," Google admits that it uses 4-Rank
18 FBDIMMs.

19 **REQUEST FOR ADMISSION NO.2:**

20 The server that Google provided to Netlist for inspection on August 19, 2009 is
21 representative of Google's servers that include Google's 4-Rank FBDIMMs.

22 **RESPONSE TO REQUEST FOR ADMISSION NO.2:**

23 Google incorporates by reference each of the General Objections. Google further objects
24 to this Request as vague and ambiguous as to the term "representative."

25 Subject to, without waiving, and based upon the foregoing objections, Google responds as
26 follows: Google admits that the server presented for inspection on August 19,2009 is functionally
27 representative of servers using the allegedly infringing 4-rank FBDIMM memory modules in
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1 Google's data centers, in that it allowed Netlist to operate the allegedly infringing 4-rank
2 FBDIMM memory module in a manner functionally representative of the memory module as
3 used in servers in Google's data centers. To the extent that Netlist uses the term "representative"
4 in any other sense, Google is unable to admit or deny the remainder of this Request.

5 REQUEST FOR ADMISSION NO.3:

6 In certain of Google's servers, Google operates Google's 4-Rank FBDIMMs in JEDEC
7 Mode C.

8 FIRST SUPPLEMENTAL RESPONSE TO REQUEST FOR ADMISSION NO.3:

9 Google incorporates by reference each of the General Objections. In addition, insofar as
10 the term "Mode C" has the same meaning as in the JEDEC Standard JESD82-20A, it invokes the
11 terms "chip select signal" by implication, as those terms are in turn used to define "Mode C" in
12 the standards documents. The definitions of "chip select signal" in the context of the patent are
13 currently subject to debate by the parties, as is the relevance of the JEDEC standards in
14 determining this meaning. Google further objects to this Request as vague and ambiguous as to
15 the term "Mode C."

16 Subject to, without waiving, and based upon the foregoing objections, Google responds as
17 follows: Google lacks sufficient knowledge and information to admit or deny this Request, and
18 therefore denies it.

19 REQUEST FOR ADMISSION NO.4:

20 Google's 4-Rank FBDIMMs include a plurality of DRAM chips coupled to a printed
21 circuit board.

22 RESPONSE TO REQUEST FOR ADMISSION NO.4:

23 Google incorporates by reference each of the General Objections. Google further objects
24 to this Request as vague and ambiguous as to the terms "DRAM chips" and "printed circuit
25 board."

26 Subject to, without waiving, and based upon the foregoing objections, Google responds as
27 follows: without acceding to Netlist's definitions of the aforementioned vague, ambiguous, and/or
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1 disputed terms, Google admits that certain of its memory modules include DRAM chips coupled
2 to a printed circuit board. To the extent not admitted, Google lacks sufficient information to either
3 admit or deny this Request, and therefore denies it.

4 REQUEST FOR ADMISSION NO.5:

5 Google's 4-Rank FBDIMMs include an Advanced Memory Buffer ("Google's AMB").

6 RESPONSE TO REQUEST FOR ADMISSION NO.5:

7 Google incorporates by reference each of the General Objections. Google further objects
8 to this Request as vague and ambiguous as to the term "Advanced Memory Buffer" (AMB).

9 Subject to, without waiving, and based upon the foregoing objections, Google responds as
10 follows: without acceding to Netlist's definitions of the aforementioned vague, ambiguous, and/or
11 disputed terms, Google admits that the FBDIMMs used by Google include what it understands to
12 be an Advanced Memory Buffer. To the extent not admitted, Google lacks sufficient information
13 to either admit or deny this Request, and therefore denies it.

14 REQUEST FOR ADMISSION NO.6:

15 Certain of Google's AMBs include a hardware circuit that receives bits as input ("Input
16 Bits") and which performs at least one predefined function on the Input Bits.

17 RESPONSE TO REQUEST FOR ADMISSION NO.6:

18 Google incorporates by reference each of the General Objections. Google further objects
19 to this Request as vague and ambiguous as to at least the terms "hardware circuit" and
20 "predefined function." Google further specifically objects to this Request on the basis of General
21 Objection No.2, above, concerning the "bit" terms.

22 Subject to, without waiving, and based upon the foregoing objections, Google responds as
23 follows: Google lacks sufficient information to either admit or deny this Request, and therefore
24 denies it.

25 REQUEST FOR ADMISSION NO.7:

26 Certain of Google's AMBs include a hardware circuit that performs a predefined function
27 on Input Bits to generate output bits.

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1 RESPONSE TO REQUEST FOR ADMISSION NO.7:

2 Google incorporates by reference each of the General Objections. Google further objects
3 to this Request as vague and ambiguous as to at least the terms “hardware circuit,” “predefined
4 function,” and “output bits.” Google further specifically objects to this Request on the basis of
5 General Objection No.2, above, concerning the “bit” terms.

6 Subject to, without waiving, and based upon the foregoing objections, Google responds as
7 follows: denied.

8 REQUEST FOR ADMISSION NO.8:

9 DRAM chips on Google’s 4-Rank FBDIMMs are arranged in ranks.

10 RESPONSE TO REQUEST FOR ADMISSION NO.8:

11 Google incorporates by reference each of the General Objections. Google further objects
12 to this request as vague and ambiguous as to the term “arranged.”

13 Subject to, without waiving, and based upon the foregoing objections, Google responds as
14 follows: Per the parties’ stipulated construction of the term “rank,” the allocation of DRAM chips
15 into ranks is not a matter of physical arrangement, but rather of electrical connection and logical
16 relationship. Based on that construction, Google admits that its 4-Rank FBDIMMs include
17 DRAM chips organized in ranks.

18 REQUEST FOR ADMISSION NO.9:

19 DRAM chips on Google’s 4-Rank FBDIMMs are arranged in rows.

20 RESPONSE TO REQUEST FOR ADMISSION NO.9:

21 Google incorporates by reference each of the General Objections.

22 Subject to, without waiving, and based upon the foregoing objections, Google responds as
23 follows: without acceding to Netlist’s definitions any disputed claim terms, Google admits that
24 some of the DRAM chips on certain of its FBDIMMs are physically laid out in rows. To the
25 extent not admitted, Google denies this request.

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1 REQUEST FOR ADMISSION NO.10:

2 In certain of Google's servers, at least one Google AMB is electrically coupled to the
3 server's memory controller.

4 RESPONSE TO REQUEST FOR ADMISSION NO.10:

5 Google incorporates by reference each of the General Objections. Google further objects
6 to this request as vague and ambiguous as to at least the terms "Google AMB," "electrically
7 coupled" and "memory controller."

8 Subject to, without waiving, and based upon the foregoing objections, Google responds as
9 follows: without acceding to Netlist's definitions of the aforementioned vague, ambiguous, and/or
10 disputed terms, as Google understands it, this Request is admitted.

11 REQUEST FOR ADMISSION NO. 11:

12 In certain of Google's servers, at least one Google AMB receives bits ("Google's AMB
13 Input Bits") from the server's memory controller.

14 RESPONSE TO REQUEST FOR ADMISSION NO. 11:

15 Google incorporates by reference each of the General Objections. Google further objects
16 to this Request as vague and ambiguous as to at least the terms "Google AMB," "receives" and
17 "memory controller." Google further specifically objects to this Request on the basis of General
18 Objection No.2, above, concerning the "bit" terms.

19 Subject to, without waiving, and based upon the foregoing objections, Google responds as
20 follows: Google lacks sufficient knowledge or information to admit or deny this Request at this
21 time, and therefore denies it.

22 REQUEST FOR ADMISSION NO. 12:

23 In certain of Google's servers, a Southbound Link is electrically coupled to at least one
24 Google AMB and to the server memory controller.

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1 RESPONSE TO REQUEST FOR ADMISSION NO. 12:

2 Google incorporates by reference each of the General Objections. Google further objects
3 to this Request as vague and ambiguous as to at least the terms "Google AMB," "electrically
4 coupled" and "memory controller."

5 Subject to, without waiving, and based upon the foregoing objections, Google responds as
6 follows: without acceding to Netlist's definitions of the aforementioned vague, ambiguous, and/or
7 disputed terms, as Google understands it, this Request is admitted.

8 REQUEST FOR ADMISSION NO. 13:

9 In certain of Google's servers, at least one Google AMB receives DRAM Address Bits
10 from the server's memory controller.

11 RESPONSE TO REQUEST FOR ADMISSION NO. 13:

12 Google incorporates by reference each of the General Objections. Google further objects
13 to this Request as vague and ambiguous as to at least the terms "Google AMB," "Address Bits"
14 and "memory controller." Google further specifically objects to this Request on the basis of
15 General Objection No.2, above, concerning the "bit" terms.

16 Subject to, without waiving, and based upon the foregoing objections, Google responds as
17 follows: Google lacks sufficient knowledge and information to admit or deny this Request , and
18 therefore denies it.

19 REQUEST FOR ADMISSION NO. 14:

20 In certain of Google's servers, at least one Google AMB receives DRAM Row Address
21 Bits from the server's memory controller.

22 RESPONSE TO REQUEST FOR ADMISSION NO. 14:

23 Google incorporates by reference each of the General Objections. Google further objects
24 to this Request as vague and ambiguous as to at least the terms "Google AMB," "Row Address
25 Bits" and "memory controller." Google further specifically objects to this Request on the basis of
26 General Objection No.2, above, concerning the "bit" terms.

1 Subject to, without waiving, and based upon the foregoing objections, Google responds as
2 follows: Google lacks sufficient knowledge and information to admit or deny this Request , and
3 therefore denies it.

4 REQUEST FOR ADMISSION NO. 15:

5 In certain of Google's servers, at least one Google AMB receives DRAM Column
6 Address Bits from the server's memory controller.

7 RESPONSE TO REQUEST FOR ADMISSION NO. 15:

8 Google incorporates by reference each of the General Objections. Google further objects
9 to this Request as vague and ambiguous as to at least the terms "Google AMB," "Column
10 Address Bits" and "memory controller." Google further specifically objects to this Request on
11 the basis of General Objection No.2, above, concerning the "bit" terms.

12 Subject to, without waiving, and based upon the foregoing objections, Google responds as
13 follows: Google lacks sufficient knowledge and information to admit or deny this Request , and
14 therefore denies it.

15 REQUEST FOR ADMISSION NO. 16:

16 In certain of Google's servers, at least one Google AMB receives DRAM Bank Address
17 Bits from the server's memory controller.

18 RESPONSE TO REQUEST FOR ADMISSION NO. 16:

19 Google incorporates by reference each of the General Objections. Google further objects
20 to this Request as vague and ambiguous as to at least the terms "Google AMB/" "Bank Address
21 Bits" and "memory controller." Google further specifically objects to this Request on the basis of
22 General Objection No.2, above, concerning the "bit" terms.

23 Subject to, without waiving, and based upon the foregoing objections, Google responds as
24 follows: Google lacks sufficient knowledge and information to admit or deny this Request , and
25 therefore denies it.

1 REQUEST FOR ADMISSION NO. 17:

2 In certain of Google' s servers, at least one Google AMB receives a number of Rank
3 Select Bits ("AMB Input Rank Select Bits") from the server's memory controller.

4 RESPONSE TO REQUEST FOR ADMISSION NO. 17:

5 Google incorporates by reference each of the General Objections. Google further objects
6 to this Request as vague and ambiguous as to at least the terms "Google AMB," "Rank Select
7 Bits" and "memory controller." Google further specifically objects to this Request on the basis of
8 General Objection No.2, above, concerning the "bit" terms.

9 Subject to, without waiving, and based upon the foregoing objections, Google responds as
10 follows: Google lacks sufficient knowledge and information to admit or deny this Request , and
11 therefore denies it.

12 REQUEST FOR ADMISSION NO. 18:

13 In certain of Google's servers, at least one Google AMB receives a number of AMB Input
14 Rank Select Bits and generates a number of Rank Select Bits ("AMB Output Rank Select Bits")
15 wherein the number of AMB Output Rank Select Bits is greater than the number of AMB Input
16 Rank Select Bits.

17 RESPONSE TO REQUEST FOR ADMISSION NO. 18:

18 Google incorporates by reference each of the General Objections. Google further objects
19 to this Request as vague and ambiguous as to at least the term "Google AMB," "Rank Select
20 Bits." Google further specifically objects to this Request on the basis of General Objection No.2,
21 above, concerning the "bit" terms.

22 Subject to, without waiving, and based upon the foregoing objections, Google responds as
23 follows: denied.

24 REQUEST FOR ADMISSION NO. 19:

25 In certain of Google' s servers, at least one Google AMB receives Chip Select Bits that
26 are collectively capable of activating no more than two ranks of DRAM chips (AMB Input Chip
27 Select Bits).

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1 RESPONSE TO REQUEST FOR ADMISSION NO. 19:

2 Google incorporates by reference each of the General Objections. Google further objects
3 to this Request as vague and ambiguous as to at least the terms “Google AMB,” “Chip Select
4 Bits,” “collectively capable of activating,” and “capable of activating no more than two ranks.”
5 Google further specifically objects to this Request on the basis of General Objection No.2, above,
6 concerning the “bit” terms.

7 Subject to, without waiving, and based upon the foregoing objections, Google responds as
8 follows: as phrased, Google lacks sufficient information to either admit or deny this Request, and
9 therefore denies it.

10 REQUEST FOR ADMISSION NO. 20:

11 In certain of Google’s servers, at least one Google AMB receives Google’s AMB Input
12 Chip Select Bits and generates Chip Select Bits that are collectively capable of activating four
13 ranks of DRAM chips.

14 RESPONSE TO REQUEST FOR ADMISSION NO. 20:

15 Google incorporates by reference each of the General Objections. Google further objects
16 to this Request as vague and ambiguous as to at least the terms “Google AMB,” “Chip Select
17 Bits” and “collectively capable of activating.” Google further specifically objects to this Request
18 on the basis of General Objection No.2, above, concerning the “bit” terms.

19 Subject to, without waiving, and based upon the foregoing objections, Google responds as
20 follows: denied.

21 REQUEST FOR ADMISSION NO. 21:

22 In certain of Google’s servers, at least one Google AMB receives DRAM Command Bits
23 from the server’s memory controller (“Google’s AMB Input Command Bits”).

24 RESPONSE TO REQUEST FOR ADMISSION NO. 21:

25 Google incorporates by reference each of the General Objections. Google further objects
26 to this Request as vague and ambiguous as to at least the terms “Google AMB,” “Command Bits”
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1 and “memory controller.” Google further specifically objects to this Request on the basis of
2 General Objection No.2, above, concerning the “bit” terms.

3 Subject to, without waiving, and based upon the foregoing objections, Google responds as
4 follows: Google lacks sufficient knowledge and information to either admit or deny this Request,
5 and therefore denies it.

6 REQUEST FOR ADMISSION NO. 22:

7 Certain of Google’s AMB Input Command Bits encode DRAM Activate Commands.

8 RESPONSE TO REQUEST FOR ADMISSION NO. 22:

9 Google incorporates by reference each of the General Objections. Google further objects
10 to this Request as vague and ambiguous as to at least the terms “Google’s AMB,” “Command
11 Bits,” “encode,” and “Activate Commands.” Google further specifically objects to this Request
12 on the basis of General Objection No.2, above, concerning the “bit” terms.

13 Subject to, without waiving, and based upon the foregoing objections, Google responds as
14 follows: Google lacks sufficient knowledge and information to either admit or deny this Request
15 , and therefore denies it.

16 REQUEST FOR ADMISSION NO. 23:

17 Certain of Google’s AMB Input Command Bits encode DRAM Write Commands.

18 RESPONSE TO REQUEST FOR ADMISSION NO. 23:

19 Google incorporates by reference each of the General Objections. Google further objects
20 to this Request as vague and ambiguous as to at least the terms “Google’s AMB,” “Command
21 Bits,” “encode,” and “Write Commands.” Google further specifically objects to this Request on
22 the basis of General Objection No.2, above, concerning the “bit” terms.

23 Subject to, without waiving, and based upon the foregoing objections, Google responds as
24 follows: Google lacks sufficient knowledge and information to either admit or deny this Request
25 , and therefore denies it.

26 REQUEST FOR ADMISSION NO. 24:

27 Certain of Google’s AMB Input Command Bits encode DRAM Precharge Commands.
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1 RESPONSE TO REQUEST FOR ADMISSION NO. 24:

2 Google incorporates by reference each of the General Objections. Google further objects
3 to this Request as vague and ambiguous as to at least the terms "Google's AMB," "Command
4 Bits," "encode," and "Precharge Commands." Google further specifically objects to this Request
5 on the basis of General Objection No.2, above, concerning the "bit" terms.

6 Subject to, without waiving, and based upon the foregoing objections, Google responds as
7 follows: Google lacks sufficient knowledge and information to either admit or deny this Request,
8 and therefore denies it.

9 REQUEST FOR ADMISSION NO. 25:

10 Certain of Google's AMB Input Command Bits encode DRAM Refresh Commands.

11 RESPONSE TO REQUEST FOR ADMISSION NO. 25:

12 Google incorporates by reference each of the General Objections. Google further objects
13 to this Request as vague and ambiguous as to at least the terms "Google's AMB," "Command
14 Bits," "encode," and "Refresh Commands." Google further specifically objects to this Request on
15 the basis of General Objection No.2, above, concerning the "bit" terms.

16 Subject to, without waiving, and based upon the foregoing objections, Google responds as
17 follows: Google lacks sufficient knowledge and information to either admit or deny this Request,
18 and therefore denies it.

19 REQUEST FOR ADMISSION NO. 26:

20 Certain of Google's AMB Input Command Bits encode DRAM Read Commands.

21 RESPONSE TO REQUEST FOR ADMISSION NO. 26:

22 Google incorporates by reference each of the General Objections. Google further objects
23 to this Request as vague and ambiguous as to at least the terms "Google's AMB," "Command
24 Bits," "encode," and "Read Commands." Google further specifically objects to this Request on
25 the basis of General Objection No.2, above, concerning the "bit" terms.

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Subject to, without waiving, and based upon the foregoing objections, Google responds as follows: Google lacks sufficient knowledge and information to either admit or deny this Request, and therefore denies it.

Dated: March 30, 2010

KING & SPALDING LLP

By: /s/ Allison Altersohn
Allison Altersohn (pro hac vice)

Attorneys for Plaintiff
GOOGLE INC.

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of *PLAINTIFF GOOGLE INC.'S FIRST SUPPLEMENTAL RESPONSES TO NETLIST'S REQUEST FOR ADMISSIONS SET NO. ONE [NOS. 1-26]* is being served by electronic mail upon the following counsel of record on this 30th day of March, 2010:

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