

Part 8
of
Exhibit D

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14 DIGITAL, INC., TERAPIN TECHNOLOGY PTE.,
15 LTD. CORPORATION, TERAOPTIX L.P. d/b/a
16 TERAPIN TECHNOLOGY, AUDIOVOX
17 CORPORATION, INITIAL TECHNOLOGY,
18 CHANGZHOU SHINCO DIGITAL
19 TECHNOLOGY CO., LTD., SHINCO
20 INTERNATIONAL AV CO., ULTIMA
21 ELECTRONICS CORP., ASUSTEK COMPUTER,
22 INC., LITE-ON IT CORP., TEAC
23 CORPORATION, TEAC AMERICA, INC.,
24 ATRONIX TECHNOLOGY, INC., ASUS
25 COMPUTER INTERNATIONAL, INC., EPO
26 SCIENCE AND TECHNOLOGY CO., INC.,
27 MICRO-STAR INTERNATIONAL CO., LTD.,
28 and MSI COMPUTER CORP.

16 UNITED STATES DISTRICT COURT
17 NORTHERN DISTRICT OF CALIFORNIA
18 SAN JOSE DIVISION

20 ZORAN CORPORATION and OAK
21 TECHNOLOGY, INC.,)

22 Plaintiffs,)

23 v.)

24 MEDIATEK, INC., MINTEK DIGITAL, INC.,)
25 TERAPIN TECHNOLOGY PTE., LTD.)
26 CORPORATION, TERAOPTIX L.P. d/b/a)
27 TERAPIN TECHNOLOGY, AUDIOVOX)
28 CORPORATION, INITIAL TECHNOLOGY,)
CHANGZHOU SHINCO DIGITAL)
TECHNOLOGY CO., LTD., SHINCO)
INTERNATIONAL AV CO., AND ULTIMA)
ELECTRONICS CORP.,)

Defendants.)

CASE NO.: C-04-02619 RMW
C-04-04609 RMW

LITEON IT'S RESPONSE TO
PLAINTIFFS' SECOND SET OF
DOCUMENT REQUESTS TO
DEFENDANT LITE-ON
INFORMATION TECHNOLOGY
CORP.

**CONFIDENTIAL BUSINESS
INFORMATION – SUBJECT TO
PROTECTIVE ORDER**

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_____))
AND RELATED CROSS-ACTION AND)
COUNTERCLAIMS)

Attorneys for Defendants and Counterclaimants)
[continued])
ASUSTEK COMPUTER, INC., LITE-ON IT)
CORP., TEAC CORPORATION, TEAC)
AMERICA, INC., ATRONIX TECHNOLOGY,)
INC., ASUS COMPUTER INTERNATIONAL,)
INC., EPO SCIENCE AND TECHNOLOGY CO.,)
INC., MICRO-STAR INTERNATIONAL CO.,)
LTD., and MSI COMPUTER CORP.)

ZORAN CORPORATION and OAK)
TECHNOLOGY, INC.,)

Plaintiffs,

v.

MEDIATEK, INC., ASUSTEK COMPUTER,)
INC., LITE-ON IT CORP., TEAC)
CORPORATION, TEAC AMERICA, INC.,)
ATRONIX TECHNOLOGY, INC., ASUS)
COMPUTER INTERNATIONAL, INC., EPO)
SCIENCE AND TECHNOLOGY CO., INC.,)
MICRO-STAR INTERNATIONAL CO., LTD.,)
and MSI COMPUTER CORP.,)

Defendants.

_____))
AND RELATED CROSS-ACTION AND)
COUNTERCLAIMS)

Pursuant to Rule 34 of the Federal Rules of Civil Procedure, Defendant and Counter-
Claimant LiteOn Information Technology Corp. ("LiteOn IT") objects and responds to Plaintiffs
and Counter-Defendants Zoran Corporation's and Oak Technology, Inc.'s (collectively
"Plaintiffs") Second Set of Document Requests.

RESPONSES TO DOCUMENT REQUESTS

LiteOn IT incorporates by reference the General Objections set forth in LiteOn IT's
Responses to Plaintiffs' First Set of Interrogatories to Lite-On Information Technology Corp.

1 and LiteOn IT's Responses to Plaintiffs' First Set of Document Requests to Lite-On Information
2 Technology Corp.

3 **GENERAL OBJECTION NO. 1:**

4 LiteOn IT objects to the Requests that documents be produced for inspection and copying
5 at the offices of counsel for Plaintiffs at 2000 University Avenue, East Palo Alto, CA on the
6 grounds that said location for inspection and copying is unduly burdensome and oppressive, and
7 is not reasonable. Many of the documents requested consist of business records of LiteOn IT,
8 which are maintained at LiteOn IT's offices in Taipei, Taiwan. Production of said documents for
9 inspection and copying at a place other than those offices could seriously disrupt LiteOn IT's
10 business.

11 Without waiving the foregoing objections, LiteOn IT responds that it will produce
12 responsive documents by mailing copies of such documents to the parties on a mutually
13 agreeable date or dates.

14 **GENERAL OBJECTION NO. 2:**

15 LiteOn IT objects to the Requests, and to each and every individual request contained
16 therein, to the extent that they seek documents or information protected by the attorney-client
17 privilege, or for the work product of LiteOn IT's attorneys, or for otherwise privileged material.
18 Any inadvertent disclosure of such information shall not be deemed a waiver of the attorney-
19 client privilege, the work product doctrine, or any other applicable privilege or immunity
20 recognized by statute or case law.

21 **GENERAL OBJECTION NO. 3:**

22 LiteOn IT objects to each request as unduly burdensome and oppressive to the extent that
23 it purports to require LiteOn IT to search LiteOn IT facilities and inquire of LiteOn IT employees
24 other than those facilities and employees that would reasonably be expected to have responsive
25 information. LiteOn IT's responses are based upon (1) a reasonable search, given the time
26 allotted to LiteOn IT to respond to the requests, of facilities and files that could reasonably be
27 expected to contain responsive information, and (2) inquiries of LiteOn IT employees and/or
28 representatives who could reasonably be expected to possess responsive information. The

1 subject matter of these requests is under continuing investigation. Further, Defendant LiteOn IT
2 is located in Taipei, Taiwan. Consequently, communication between counsel and defendant
3 LiteOn IT is hampered, as a practical matter. Accordingly, these responses are limited to and are
4 applicable only to documents and other information which Defendant's counsel has been able to
5 ascertain and locate as of the date hereof. LiteOn IT expressly reserves the right to use, rely
6 upon and to offer into evidence any and all documents and other information responsive to these
7 requests, whether or not presently identified or produced, if the documents or other information
8 have not been obtained by counsel and deemed responsive by counsel as of the date of this
9 response, or if the responsiveness of the documents or other information has been overlooked in
10 good faith, or if an objection is interposed to producing a document or other information.

11 **GENERAL OBJECTION NO. 4:**

12 LiteOn IT objects to the Requests, and to each and every individual request contained
13 therein, to the extent they require LiteOn IT to search for and reveal privileged information from
14 its, and its attorneys' litigation files pertaining to the litigation. LiteOn IT will not schedule on
15 its privilege log any attorney-client privileged materials or materials protected by the attorney
16 work product doctrine created on or after March 15, 2004 when Plaintiffs filed the Complaint in
17 the Central District of California alleging infringement of United States Patent Nos. 6,446,736
18 ("the '736 patent"), 6,584,527 ("the '527 patent") and 6,546,440 ("the '440 patent").

19 **GENERAL OBJECTION NO. 5:**

20 To the extent that Plaintiffs' Requests seek confidential or proprietary information
21 pertaining to LiteOn IT's business, trade secrets and/or economic relationships, or to the extent
22 they seek confidential information which would impinge on the constitutionally protected right
23 to privacy of individuals, LiteOn IT will only produce such information subject to the terms of
24 Order No. 2: Protective Order, issued on April 13, 2004 by Administrative Law Judge Luckern
25 (the "Protective Order") in the ITC Investigation No. 506 ("the current ITC investigation") as
26 well as the terms of any protective order issued in this action.

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1 **GENERAL OBJECTION NO. 6:**

2 LiteOn IT objects to each and every request to the extent that it calls for information that
3 is confidential or proprietary to, or the trade secrets of, a third party. Each such request is
4 overbroad, unduly burdensome, oppressive and seeks to impose obligations beyond those
5 permitted by the Federal Rules of Civil Procedure and Civil Local Rules. LiteOn IT will only
6 produce such material subject to the terms of the Protective Order.

7 **GENERAL OBJECTION NO. 7:**

8 LiteOn IT objects to each and every request to the extent it seeks information relating to
9 or revealing its proprietary development activities for products not yet on sale or otherwise
10 available to the public. The slight relevance, if any, of such highly confidential, trade secret
11 information is vastly outweighed by the severe prejudice that would result to LiteOn IT were it to
12 be disclosed or available to competitors of LiteOn IT. Such requests are therefore unduly
13 burdensome and oppressive, and LiteOn IT will not produce any such information.

14 **GENERAL OBJECTION NO. 8:**

15 LiteOn IT objects to the requests as overbroad, burdensome, and oppressive in that they
16 seek information from more than two years ago. Unless otherwise noted, LiteOn IT will answer
17 all requests based on activities and events occurring on or after April 1, 2003.

18 **GENERAL OBJECTION NO. 9:**

19 LiteOn IT objects to the requests to the extent that they seek to impose an obligation to
20 poll or question purchasers or customers of parts manufactured by LiteOn IT to ascertain the
21 specific down-stream products, which may incorporate such parts. Such requests are overly
22 broad, unduly burdensome and oppressive and seek information that is neither relevant nor
23 reasonably calculated to lead to the discovery of admissible evidence, and LiteOn IT will not
24 produce any such information.

25 **GENERAL OBJECTION NO. 10:**

26 LiteOn IT objects to the interrogatories to the extent that they seek discovery on subjects
27 outside the limited scope of permissible discovery as outlined in the Court's December 8, 2004
28 Case Management Order.

1 **GENERAL OBJECTION NO. 11:**

2 LiteOn IT objects to the requests to the extent that they rely on quotations from
3 confidential sources in a public document.

4 **GENERAL OBJECTION NO. 12:**

5 LiteOn IT objects to Definition (3)-(4) on the grounds that the terms “subsidiary,”
6 “division,” “affiliate,” “predecessor,” “successor,” “parent,” or “related company thereof” are vague,
7 ambiguous, and overbroad. LiteOn IT will construe the terms “Defendant” or “Lite-On” to mean
8 LiteOn Information Technology Corp. LiteOn IT will construe the term “MediaTek” to mean
9 MediaTek, Inc.

10 **GENERAL OBJECTION NO. 13:**

11 LiteOn IT objects to Definition (5) on the grounds that the term “accused product” is
12 vague and ambiguous to the extent that it intends to implicate products that do not practice
13 functions relevant to the patents at issue.

14 **GENERAL OBJECTION NO. 14:**

15 LiteOn IT objects to Definition (11) on the grounds that it is overbroad, unduly
16 burdensome, oppressive, harassing and seeks to impose obligations beyond those permitted by
17 the Federal Rules of Civil Procedure and Civil Local Rules. LiteOn IT also objects to the extent
18 that this Definition calls for the production of information or documents protected by the
19 attorney-client privilege and/or work product doctrine.

20 **GENERAL OBJECTION NO. 15:**

21 LiteOn IT objects to Definition (12) on the grounds that it is vague, ambiguous,
22 overbroad, unduly burdensome, oppressive and harassing. LiteOn IT will construe the phrase
23 “relate” or “refer” wherever used in the requests to call for documents or other information that
24 directly discuss or concern a particular topic.

25 **GENERAL OBJECTION NO. 16:**

26 LiteOn IT objects to Definition (14) on the grounds that it is vague, ambiguous,
27 overbroad, unduly burdensome, oppressive and harassing. LiteOn IT will construe the terms
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1 “sold,” “sale,” “sales,” or “selling” wherever used in the Requests to refer to the exchange for
2 consideration of any of the accused products between LiteOn IT and another entity.

3 **RESPONSES TO DOCUMENT REQUESTS**

4 LiteOn IT expressly incorporates the above General Objections as though set forth fully
5 in response to each of the following requests, and, to the extent that they are not raised in any
6 particular response, LiteOn IT does not waive those objections. An answer to a request shall not
7 be deemed a waiver of any applicable specific or general objection to a request.

8 LiteOn IT further notes that to the extent that LiteOn IT intends to limit any response
9 based on a specific objection, LiteOn IT will clearly set forth such limitation in its response.

10 **REQUEST NO. 25:**

11 All documents relating to any analyses, studies or opinions, including, but not limited to,
12 opinions of counsel, regarding the infringement or noninfringement by the MT1888 of the
13 Patents-in-Suit.

14 **RESPONSE TO REQUEST NO. 25:**

15 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
16 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
17 IT also objects to this request to the extent that it is outside the limited scope of permissible
18 discovery topics listed in the Court’s December 8, 2004 Case Management Order. LiteOn IT
19 further objects to this request to the extent that it seeks information that is protected by the
20 attorney-client privilege and/or the work product doctrine.

21 **REQUEST NO. 26:**

22 All business plans, strategic plans, marketing plans, product plans and meeting minutes
23 relating to the MT1888.

24 **RESPONSE TO REQUEST NO. 26:**

25 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
26 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
27 IT also objects to this request on the grounds that it is outside the limited scope of permissible
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1 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
2 further objects to this request on the grounds that it is vague and ambiguous.

3 **REQUEST NO. 27:**

4 All documents relating to the design, testing and development of the MT1888, including,
5 but not limited to, specifications, schematics, block diagrams, data sheets, layouts, databases,
6 depictions, photographs, simulations, test results, manuals, journals, notes and notebooks.

7 **RESPONSE TO REQUEST NO. 27:**

8 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
9 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
10 IT also objects to this request on the grounds that it is outside the limited scope of permissible
11 discovery topics listed in the Court's December 8, 2004 Case Management Order.

12 **REQUEST NO. 28:**

13 All documents relating to any analysis, discussion or consideration of design, redesign, or
14 modification of any existing product or new product, including, but not limited to, the MT1888,
15 to avoid or in light of the claims of the Patents-in-Suit.

16 **RESPONSE TO REQUEST NO. 28:**

17 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
18 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
19 IT also objects to this request on the grounds that it is outside the limited scope of permissible
20 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
21 further objects to this request to the extent that it seeks information that is protected by the
22 attorney-client privilege and/or the work product doctrine.

23 **REQUEST NO. 29:**

24 All documents relating to design reviews and design review meetings, including but not
25 limited to, all notes, minutes, reports, action item lists and management summaries, relating to
26 the MT1888.

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1 **RESPONSE TO REQUEST NO. 29:**

2 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
3 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
4 IT also objects to this request on the grounds that it is outside the limited scope of permissible
5 discovery topics listed in the Court's December 8, 2004 Case Management Order.

6 **REQUEST NO. 30:**

7 All business plans, strategic plans, marketing plans, product plans, and meeting minutes
8 relating to any design changes or proposed design changes, including, but not limited to, the
9 MT1888, to avoid or in light of the Patents-in-Suit.

10 **RESPONSE TO REQUEST NO. 30:**

11 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
12 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
13 IT also objects to this request on the grounds that it is outside the limited scope of permissible
14 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
15 further objects to this request to the extent that it seeks information that is protected by the
16 attorney-client privilege and/or the work product doctrine.

17 **REQUEST NO. 31:**

18 All internal Lite-On communications relating to any design changes or proposed design
19 changes, including, but not limited to, the MT1888, to avoid or in light of the Patents-in-Suit.

20 **RESPONSE TO REQUEST NO. 31:**

21 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
22 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
23 IT also objects to this request on the grounds that it is outside the limited scope of permissible
24 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
25 further objects to this request to the extent that it seeks information that is protected by the
26 attorney-client privilege and/or the work product doctrine.

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1 **REQUEST NO. 32:**

2 All documents relating to communications between MediaTek and its foundries
3 including, but not limited to UMC and Silterra, regarding any design, redesign, or modification
4 of any existing or new product, including but not limited to, the MT1888, to avoid or in light of
5 the claims of the Patents-in-Suit.

6 **RESPONSE TO REQUEST NO. 32:**

7 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
8 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
9 IT also objects to this request on the grounds that it is outside the limited scope of permissible
10 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
11 further objects to this request to the extent that it seeks information that is protected by the
12 attorney-client privilege and/or the work product doctrine.

13 **REQUEST NO. 33:**

14 All documents relating to MediaTek's communication with any customers or potential
15 customers, including, but not limited to, Lite-On, regarding any design, redesign, or modification
16 of any design of any existing or new product, including but not limited to, the MT1888, to avoid
17 or in light of any claims of the Patents-in-Suit.

18 **RESPONSE TO REQUEST NO. 33:**

19 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
20 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
21 IT also objects to this request on the grounds that it is outside the limited scope of permissible
22 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
23 further objects to this request to the extent that it seeks information that is protected by the
24 attorney-client privilege and/or the work product doctrine.

25 **REQUEST NO. 34:**

26 All documents relating to the actual or anticipated release and mass production of the
27 MT1888.

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1 **RESPONSE TO REQUEST NO. 34:**

2 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
3 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
4 IT also objects to this request on the grounds that it is outside the limited scope of permissible
5 discovery topics listed in the Court's December 8, 2004 Case Management Order.

6 **REQUEST NO. 35:**

7 All documents relating to communications between MediaTek and its foundries,
8 including, but not limited to, UMC and Silterra, regarding the MT1888.

9 **RESPONSE TO REQUEST NO. 35:**

10 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
11 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
12 IT also objects to this request on the grounds that it is outside the limited scope of permissible
13 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
14 also objects to this request on the grounds that it is vague and ambiguous.

15 **REQUEST NO. 36:**

16 All documents relating to MediaTek's communication with any customers or potential
17 customers, including, but not limited to, Lite-On, regarding the MT1888.

18 **RESPONSE TO REQUEST NO. 36:**

19 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
20 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
21 IT also objects to this request on the grounds that it is outside the limited scope of permissible
22 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
23 further objects to this request to the extent that it seeks information that is protected by the
24 attorney-client privilege and/or the work product doctrine.

25 **REQUEST NO. 37:**

26 All documents relating to the February 17, 2005, "substantial design change" to the
27 MT1888 referenced in the Ladra Letter.

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1 **RESPONSE TO REQUEST NO. 37:**

2 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
3 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
4 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
5 IT objects to this request on the grounds that it is outside the limited scope of permissible
6 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
7 further objects to this request to the extent that it seeks information that is protected by the
8 attorney-client privilege and/or the work product doctrine.

9 **REQUEST NO. 38:**

10 All documents relating to the "continual design modification" of the MT1888 referenced
11 in the Ladra Letter.

12 **RESPONSE TO REQUEST NO. 38:**

13 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
14 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
15 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
16 IT objects to this request on the grounds that it is outside the limited scope of permissible
17 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
18 further objects to this request to the extent that it seeks information that is protected by the
19 attorney-client privilege and/or the work product doctrine.

20 **REQUEST NO. 39:**

21 All documents relating to the statement in the Ho Declaration that "my engineers are still
22 in the design process and have, to date, identified between 90-100 problems with the chip, which
23 will need to be corrected before the MT1888 can be released into mass production."

24 **RESPONSE TO REQUEST NO. 39:**

25 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
26 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
27 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
28 IT objects to this request on the grounds that it is outside the limited scope of permissible

1 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
2 further objects to this request to the extent that it seeks information that is protected by the
3 attorney-client privilege and/or the work product doctrine.

4 **REQUEST NO. 40:**

5 All documents relating to the statement in the Ho Declaration that "some of the known
6 problems involve the host interface function of the chip."

7 **RESPONSE TO REQUEST NO. 40:**

8 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
9 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
10 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
11 IT objects to this request on the grounds that it is outside the limited scope of permissible
12 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
13 further objects to this request to the extent that it seeks information that is protected by the
14 attorney-client privilege and/or the work product doctrine.

15 **REQUEST NO. 41:**

16 All documents relating to the statement in the Ho Declaration that "[s]ignificant design
17 changes will have to be made before the chip can be released into mass production."

18 **RESPONSE TO REQUEST NO. 41:**

19 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
20 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
21 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
22 IT objects to this request on the grounds that it is outside the limited scope of permissible
23 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
24 further objects to this request to the extent that it seeks information that is protected by the
25 attorney-client privilege and/or the work product doctrine.

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1 **REQUEST NO. 42:**

2 All documents relating to the statement in the Ho Declaration that “[m]any of these
3 problems can only be corrected by making changes to the RTL code, which can be a tedious and
4 time consuming process.”

5 **RESPONSE TO REQUEST NO. 42:**

6 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
7 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
8 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
9 IT objects to this request on the grounds that it is outside the limited scope of permissible
10 discovery topics listed in the Court’s December 8, 2004 Case Management Order. LiteOn IT
11 further objects to this request to the extent that it seeks information that is protected by the
12 attorney-client privilege and/or the work product doctrine.

13 **REQUEST NO. 43:**

14 All documents relating to the statement in the Ho Declaration that “[a]lthough, MediaTek
15 has scheduled the release of the MT1888 into mass production by second quarter of 2005, this
16 release date, like many in the industry, is very aggressive considering the significant design
17 changes which need to be made to the chip. Thus, the MT1888 will certainly not be available on
18 the market until second quarter 2005 at the very earliest.”

19 **RESPONSE TO REQUEST NO. 43:**

20 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
21 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
22 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
23 IT objects to this request on the grounds that it is outside the limited scope of permissible
24 discovery topics listed in the Court’s December 8, 2004 Case Management Order. LiteOn IT
25 further objects to this request to the extent that it seeks information that is protected by the
26 attorney-client privilege and/or the work product doctrine.

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1 **REQUEST NO. 44:**

2 All documents, including, but not limited to the actual design documents, relating to the
3 statement in the Ho Declaration that “[a]ny design documents dated before first quarter of 2004
4 reflect a design for the MT1888 that was abandoned and changed significantly during the
5 ongoing development process of the MT1888.”

6 **RESPONSE TO REQUEST NO. 44:**

7 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
8 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
9 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
10 IT objects to this request on the grounds that it is outside the limited scope of permissible
11 discovery topics listed in the Court’s December 8, 2004 Case Management Order. LiteOn IT
12 further objects to this request to the extent that it seeks information that is protected by the
13 attorney-client privilege and/or the work product doctrine.

14 **REQUEST NO. 45:**

15 All documents sufficient to show Respondents’ first knowledge of the Patents-in-Suit.

16 **RESPONSE TO REQUEST NO. 45:**

17 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
18 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
19 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
20 IT objects to this request to the extent that it is outside the limited scope of permissible discovery
21 topics listed in the Court’s December 8, 2004 Case Management Order. LiteOn IT further
22 objects to this request to the extent that it seeks information that is protected by the attorney-
23 client privilege and/or the work product doctrine.

24 **REQUEST NO. 46:**

25 All documents relating to the amounts that Lite-On has budgeted or set-aside for payment
26 of potential future damages or license payments to Plaintiffs with respect to the Patents-in-Suit.

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1 **RESPONSE TO REQUEST NO. 46:**

2 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
3 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
4 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
5 IT objects to this request on the grounds that it is outside the limited scope of permissible
6 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
7 further objects to this request to the extent that it seeks information that is protected by the
8 attorney-client privilege and/or the work product doctrine.

9 **REQUEST NO. 47:**

10 All documents relating to any agreements (whether formal or informal, oral or written)
11 between MediaTek and any of its customers, including, but not limited to, Lite-On, regarding the
12 Patents-in-Suit, Plaintiffs' action against Lite-On for infringement of the Patents-in-Suit, the
13 defense of this action, the settlement of this action, or any potential license by Plaintiffs to
14 MediaTek or its customers under any of the Patents-in-Suit, including any agreement or contract
15 to share the costs of MediaTek's and/or Lite-On's defense or to indemnify or pay to MediaTek
16 and/or Lite-On all or any part of any damages that might be awarded to Plaintiffs in any such
17 action, and any communications between MediaTek and any of its customers regarding such
18 agreements.

19 **RESPONSE TO REQUEST NO. 47:**

20 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
21 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
22 IT also objects to this request on the grounds that it is outside the limited scope of permissible
23 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
24 further objects to this request to the extent that it seeks information that is protected by the
25 attorney-client privilege and/or the work product doctrine.

26 **REQUEST NO. 48:**

27 All documents relating to agreements (whether formal or informal, oral or written) and
28 communications between MediaTek and any other company that Plaintiffs have charged with

1 infringement of any of the Patents-in-Suit or against which Plaintiffs have commenced any
2 action for infringement of any of the Patents-in-Suit regarding the Patents-in-Suit, the offer or
3 acceptance of any license under the Patents-in-Suit, or the defense or settlement of any action for
4 infringement of the Patents-in-Suit, including the terms of any such agreements and MediaTek's
5 and/or Lite-On's activities in connection with such agreements.

6 **RESPONSE TO REQUEST NO. 48:**

7 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
8 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
9 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
10 IT objects to this request on the grounds that it is outside the limited scope of permissible
11 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
12 further objects to this request to the extent that it seeks information that is protected by the
13 attorney-client privilege and/or the work product doctrine.

14 **REQUEST NO. 49:**

15 All documents relating to all joint defense or common interest agreements between Lite-
16 On and any other respondent(s) in these proceedings that relate to these proceedings.

17 **RESPONSE TO REQUEST NO. 49:**

18 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
19 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
20 IT also objects to this request on the grounds that it is vague and ambiguous with respect to the
21 terms "these proceedings" and "respondent(s)." In addition, LiteOn IT objects to this request on
22 the grounds that it is outside the limited scope of permissible discovery topics listed in the
23 Court's December 8, 2004 Case Management Order. LiteOn IT further objects to this request to
24 the extent that it seeks information that is protected by the attorney-client privilege and/or the
25 work product doctrine.

26 **REQUEST NO. 50:**

27 All documents relating to MediaTek's efforts to purchase or acquire some of all of Oak
28 Technology, Inc.'s patent portfolio, including, but not limited to, the Patents-in-Suit.

1 **RESPONSE TO REQUEST NO. 50:**

2 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
3 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
4 IT also objects to this request on the grounds that it is outside the limited scope of permissible
5 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
6 further objects to this request to the extent that it seeks information that is protected by the
7 attorney-client privilege and/or the work product doctrine.

8 **REQUEST NO. 51:**

9 All documents relating to any established policy, guideline, procedure, or program within
10 Lite-On relating to the licensing of patents or other intellectual property (either as the licensor or
11 as the licensee).

12 **RESPONSE TO REQUEST NO. 51:**

13 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
14 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
15 IT also objects to this request on the grounds that it is outside the limited scope of permissible
16 discovery topics listed in the Court's December 8, 2004 Case Management Order. LiteOn IT
17 further objects to this request to the extent that it seeks information that is protected by the
18 attorney-client privilege and/or the work product doctrine.

19 **REQUEST NO. 52:**

20 All documents relating to Lite-On's capital costs and other borrowing costs during the
21 period April 8, 2003 to the present.

22 **RESPONSE TO REQUEST NO. 52:**

23 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
24 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
25 IT also objects to this request on the grounds that it is outside the limited scope of permissible
26 discovery topics listed in the Court's December 8, 2004 Case Management Order.

1 **REQUEST NO. 53:**

2 Documents sufficient to show Lite-On's accounting and other business methods, forms,
3 reports and terminology for compiling, maintaining, recording and analyzing financial data from
4 April 8, 2003 to the present, including those relating to plans, budgets, forecasts, standard costs,
5 actual results, and financial reports on a company-wide basis for specific products or product
6 lines, and for specific accounts, contracts or customers.

7 **RESPONSE TO REQUEST NO. 53:**

8 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
9 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
10 IT also objects to this request on the grounds that it is vague and ambiguous. In addition, LiteOn
11 IT objects to this request on the grounds that it is outside the limited scope of permissible
12 discovery topics listed in the Court's December 8, 2004 Case Management Order.

13 Subject to and without waiving these objections, LiteOn IT responds that it is willing to
14 meet and confer with Plaintiffs in an effort to understand the intended scope of this request and
15 to provide documents relevant to this action.

16 **REQUEST NO. 54:**

17 All documents relating Lite-On's rate of return on invested capital and Lite-On's net
18 income or net profits during the period April 8, 2003 to the present.

19 **RESPONSE TO REQUEST NO. 54:**

20 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
21 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
22 IT also objects to this request on the grounds that it is outside the limited scope of permissible
23 discovery topics listed in the Court's December 8, 2004 Case Management Order.

24 Subject to and without waiving these objections, LiteOn IT responds that it is willing to
25 meet and confer with Plaintiffs in an effort to understand the intended scope of this request and
26 to provide documents relevant to this action.

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1 **REQUEST NO. 55:**

2 All documents relating to the rate of return on invested capital and the net income or net
3 profits typically earned by manufacturers and sellers of optical storage controller chips and
4 chipsets during the period April 8, 2003 to the present.

5 **RESPONSE TO REQUEST NO. 55:**

6 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
7 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
8 IT also objects to this request on the grounds that it is outside the limited scope of permissible
9 discovery topics listed in the Court's December 8, 2004 Case Management Order.

10 **REQUEST NO. 56:**

11 All documents relating to Lite-On's net income and net profits for its optical storage
12 controller chips and chipsets during the period April 8, 2003 to the present.

13 **RESPONSE TO REQUEST NO. 56:**

14 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
15 oppressive and not reasonably calculated to lead to the discovery of admissible evidence.

16 Subject to and without waiving these objections, LiteOn IT responds that it is willing to
17 meet and confer with Plaintiffs in an effort to understand the intended scope of this request and
18 to provide documents relevant to this action.

19 **REQUEST NO. 57:**

20 All documents relating to the identity of any optical storage controller chips and chipsets
21 that have competed with MediaTek's optical storage controller chips and chipsets since April 8,
22 2003.

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1 **RESPONSE TO REQUEST NO. 57:**

2 LiteOn IT objects to this request to the extent that it is overbroad, unduly burdensome,
3 oppressive and not reasonably calculated to lead to the discovery of admissible evidence. LiteOn
4 IT also objects to this request on the grounds that it is outside the limited scope of permissible
5 discovery topics listed in the Court's December 8, 2004 Case Management Order.

6
7 Dated: May 23, 2005

Respectfully submitted,

8 WILSON SONSINI GOODRICH & ROSATI
9 Professional Corporation

10 By: 

11 Michael A. Ladra, Esq.
12 James C. Otteson, Esq.
13 Susan A. Callender, Esq.
14 Jerry Chen, Esq.

15 Attorneys for Defendants
16 MEDIATEK, INC., MEDIATEK, INC.,
17 MINTEK DIGITAL, INC., TERAPIN
18 TECHNOLOGY PTE., LTD.
19 CORPORATION, TERAOPTIX L.P. d/b/a
20 TERAPIN TECHNOLOGY, AUDIOVOX
21 CORPORATION, INITIAL TECHNOLOGY,
22 CHANGZHOU SHINCO DIGITAL
23 TECHNOLOGY CO., LTD., SHINCO
24 INTERNATIONAL AV CO., ULTIMA
25 ELECTRONICS CORP., ASUSTEK
26 COMPUTER, INC., LITE-ON IT CORP.,
27 TEAC CORPORATION, TEAC AMERICA,
28 INC., ATRONIX TECHNOLOGY, INC.,
ASUS COMPUTER INTERNATIONAL,
INC., EPO SCIENCE AND TECHNOLOGY
CO., INC., MICRO-STAR
INTERNATIONAL CO., LTD., and MSI
COMPUTER CORP.

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Of Counsel for Defendants
TEAC CORP., TEAC AMERICA, INC.

CERTIFICATE OF SERVICE

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I, Virginia Mendoza, declare:

I am employed in Santa Clara County. I am over the age of 18 years and not a party to the within action. My business address is Wilson Sonsini Goodrich & Rosati, 650 Page Mill Road, Palo Alto, California 94304-1050. I am readily familiar with Wilson Sonsini Goodrich & Rosati's practice for collection and processing of correspondence for same-day delivery by messenger. In the ordinary course of business, correspondence would be consigned to a messenger service on this date.

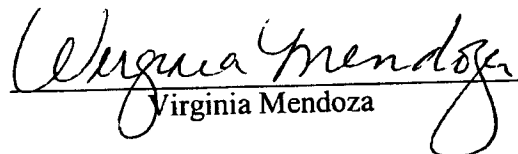
On this date, I caused to be personally served

1. **LITE-ON'S RESPONSE TO PLAINTIFFS' SECOND SET OF DOCUMENT REQUESTS TO DEFENDANT LITE-ON INFORMATION TECHNOLOGY CORP.**

on the person(s) listed below by placing the document(s) described above in an envelope addressed as indicated below, which I sealed. I consigned the envelope(s) to a messenger for hand delivery by placing it/them for collection and processing on this day, following ordinary business practices at Wilson Sonsini Goodrich & Rosati.

Mark Fowler, Esq.
DLA Piper Rudnick Gray Cary US LLP
2000 University Avenue
East Palo Alto, CA 94304

I declare under penalty of perjury under the laws of the State of California that the foregoing is true and correct. Executed at Palo Alto, California on May 23, 2005.


Virginia Mendoza