

EXHIBIT 2

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

XEROX CORPORATION,)
)
Plaintiff,)
)
v.) C.A. No. 10-136-LPS-MPT
)
GOOGLE INC., YAHOO! INC., RIGHT)
MEDIA INC., RIGHT MEDIA LLC,)
YOUTUBE, INC., and YOUTUBE, LLC,)
)
Defendants.)

**XEROX’S SUPPLEMENTAL RESPONSES AND OBJECTIONS
TO GOOGLE INC.’S AND YOUTUBE LLC’S INTERROGATORY NOS. 1 AND 2**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure and the local rules of this Court, plaintiff-counterclaim defendant Xerox Corporation (“Xerox”) hereby provides the following supplemental responses and objections to Interrogatory Nos. 1 and 2 of Google Inc. and YouTube LLC’s First Set of Interrogatories to Plaintiff Xerox Corporation (“the Interrogatories”), dated April 23, 2010.

GENERAL OBJECTIONS

1. Xerox objects to the Interrogatories on the grounds that they comprise multiple interrogatories, definitions, instructions and subparts requiring discrete answers.
2. Xerox objects to the Interrogatories, including but not limited to instructions and definitions contained therein, to the extent that they purport to impose obligations beyond those imposed by Federal Rules of Civil Procedure, the local rules of this court or other applicable law. Xerox’s responses and objections herein and Xerox’s identification and disclosure of any information and documents in response to the Interrogatories shall not waive or prejudice any objections Xerox may later assert, including, but not limited to,

15. Given the early stage of this litigation, Xerox's development of the facts is continuing and its answers to these Interrogatories are necessarily preliminary. Xerox reserves the right to supplement or revise its responses to the Interrogatories.

16. Xerox's General Objections are incorporated into each of the responses to the specific Interrogatories that follow.

17. Subject to and without waiver of the foregoing General Objections, as modified and agreed to by the parties, Xerox answers the Interrogatories as follows:

SUPPLEMENTAL RESPONSES

Interrogatory No. 1

Identify each claim of the PATENTS-IN-SUIT that YOU assert is being INFRINGED by Google and/or YouTube.

Supplemental Response to Interrogatory No. 1

At present, Xerox is asserting at least independent claims 1 and 18, and dependent claims 2, 3, 5, 10 and 19 of U.S. Patent 6,778,979 against Google. Xerox reserves its right to supplement, revise or render more specific its response to Interrogatory No. 1.

Interrogatory No. 2

Identify, with respect to each ASSERTED CLAIM of the PATENTS-IN-SUIT, every one of Google and YouTube's products that you allege infringes each such claim, by explaining fully and completely how each such product allegedly infringes each such claim, including, without limitation, an explanation of whether such alleged infringement is literal or by equivalents; an explanation of how 35 U.S.C. § 112 is satisfied if applicable (including without limitation identification of corresponding structures in the patent specification and the ACCUSED PRODUCTS and an explanation of how they are the same or equivalent); an explanation of whether such alleged infringement is direct (i.e., under 35 U.S.C. § 271(a)) or indirect (i.e., under 35 U.S.C. §§ 271 (b) and (c)); and if indirect, an identification of each third party whose alleged infringement is direct. Provide claim charts as part of YOUR answer.

Supplemental Response to Interrogatory No. 2

As presently advised, Xerox identifies the following Google products that infringe U.S. Patent 6,778,979. Xerox is not at this time asserting indirect infringement or infringement

by equivalents. However, Xerox reserves its right to supplement or revise its response to Interrogatory No. 2, including without limitation to make such assertions. Furthermore, Xerox’s response to Interrogatory No. 2 employs various terms internal to Google based on Xerox’s current understanding of documents Google has thus far produced, but applies also to terms with corresponding meanings. Discovery remains incomplete, and Xerox reserves the right to further supplement or revise its response based on the discovery of additional information, *Markman* rulings or other developments.

As used herein, “AdSense” refers to the technology embodied by AdSense for Content (also referred to as Content Ads), including any prior and subsequent versions of that technology, any functionalities called or utilized by that technology, and any other products utilizing that technology, regardless of how any of that technology, those functionalities or those products may be referred to by Google or its affiliates.

Because the following claim charts may contain Google confidential information, Xerox designates them as “**CONFIDENTIAL OUTSIDE COUNSEL ONLY**” under the Protective Order governing this action.

'979 Patent Limitation Claim 1	Direct Infringement - Google AdSense/AdWords
“A method for automatically generating a query from selected document content, comprising:”	AdSense and associated functionalities are implemented by computer programs that perform the claimed method.
“defining an organized classification of document content with each class in the organized classification of document content having associated therewith a classification label; each classification label corresponding to a category of information in an information retrieval system;”	AdSense utilizes sets of categories, for example, phil clusters, verticals and/or associated data that are identified by identifying labels.

<p>“automatically identifying a set of entities in the selected document content for searching additional information related thereto using the information retrieval system;”</p>	<p>Using CAT2 Mixer and/or associated components, AdSense identifies, for example, names, compound words, phrases and/or recognizable terms (entities) in the content of a webpage¹ for which AdSense will provide an ad.</p>
<p>“automatically categorizing the selected document content using the organized classification of document content for assigning the selected document content a classification label from the organized classification of content; and”</p>	<p>Using CAT2 Mixer, RePhil and/or associated components, AdSense analyzes the content of a webpage for which AdSense will provide an ad and identifies phil clusters, verticals, and/or associated data and their respective identifying labels (category identifying labels).</p>
<p>“automatically formulating the query to restrict a search at the information retrieval system for information concerning the set of entities to the category of information in the information retrieval system identified by the assigned classification label.”</p>	<p>AdSense formulates a set of query data for transmission to the ad retrieval system (Mustang and/or associated components) used in determining and restricting which ads could display on a webpage. The set of query data includes data items corresponding to the entities from the entity identification step, and data items corresponding to the category identifying labels from the categorizing step.</p>

<p>'979 Patent Limitation Claim 2</p>	<p>Direct Infringement - Google AdSense/AdWords</p>
<p>“The method according to claim 1, further comprising limiting the query by adding terms relating to context information surrounding the set of entities in the selected document content.”</p>	<p>The set of query data in the automatically formulating step includes data items derived from words in the content of the webpage surrounding the entities from the entity identification step.</p>

<p>'979 Patent Limitation Claim 3</p>	<p>Direct Infringement - Google AdSense/AdWords</p>
<p>“The method according to claim 2, wherein the number of terms added is limited to a predefined number.”</p>	<p>AdSense assembles a set of query data for transmission to the ad retrieval system (Mustang and/or associated components) used in determining and restricting which ads could display on a webpage. The set of query data includes a limited number of data items derived from words in the content of the webpage surrounding the entities from the entity identification step.</p>

¹ “Webpage” is used generically herein to refer to any document or data item that displays advertisements served by or on behalf of Google, including Gmail, social networking, parked domains, error pages, newsletters, WebMail, mobile and/or video online games.

'979 Patent Limitation Claim 5	Direct Infringement - Google AdSense/AdWords
“The method according to claim 1, wherein the organized classification of document content is defined using a hierarchical organization.”	Verticals and/or phil clusters are organized hierarchically (<i>e.g.</i> , verticals comprise classifications such as /Food & Drink, or /Food & Drink/Cooking & Recipes, and verticals are associated with phil clusters).

'979 Patent Limitation Claim 10	Direct Infringement - Google AdSense/AdWords
“The method according to claim 1, wherein each class in the organized classification of document content has associated therewith a characteristic vocabulary.”	Phil clusters are associated with groups of words. Phil clusters and their associated groups of words are associated with verticals.

'979 Patent Limitation Claim 18	Direct Infringement - Google AdSense/AdWords
“An article of manufacture for use in a computer system, comprising:”	AdSense and associated functionalities are implemented by computer programs existent on computer-usable mediums such as memory devices.
“a memory”	Google’s AdSense computer systems contain devices from which electronic data may be retrieved, such as RAM, hard drives or other forms of storage.
“instructions stored in the memory for operating a method for automatically generating a query from selected document content, comprising:”	Google’s AdSense computer systems contain instructions in memory that, when executed, perform the functionalities enumerated below.
“defining an organized classification of document content with each class in the organized classification of document content having associated therewith a classification label; each classification label corresponding to a category of information in an information retrieval system;”	AdSense utilizes sets of categories, for example, phil clusters, verticals and/or associated data that are identified by identifying labels.
“automatically identifying a set of entities in the selected document content for searching information related thereto using the information retrieval system;”	Using CAT2 Mixer and/or associated components, AdSense identifies, for example, names, compound words, phrases and/or recognizable terms (entities) in the content of a webpage for which AdSense will provide an ad.

<p>“automatically categorizing the selected document content using the organized classification of document content for assigning the selected document content a classification label from the organized classification of content; and”</p>	<p>Using CAT2 Mixer, RePhil and/or associated components, AdSense analyzes the content of a webpage for which AdSense will provide an ad and identifies phil clusters, verticals and/or associated data and their respective identifying labels (category identifying labels).</p>
<p>“automatically formulating the query to restrict a search at the information retrieval system for information concerning the set of entities to the category of information in the information retrieval system identified by the assigned classification label.”</p>	<p>AdSense formulates a set of query data for transmission to the ad retrieval system (Mustang and/or associated components) used in determining and restricting which ads could display on a webpage. The set of query data includes data items corresponding to the entities from the entity identification step, and data items corresponding to the category identifying labels from the categorizing step.</p>

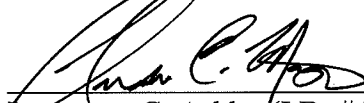
<p>979 Patent Limitation Claim 19</p>	<p>Direct Infringement - Google AdSense/AdWords</p>
<p>“The article of manufacture according to claim 18, wherein the instructions stored in the memory further comprise limiting the query by adding terms relating to context information surrounding the set of entities in the selected document content.”</p>	<p>Google’s systems contain instructions in memory that, when executed, cause the set of query data in the automatically formulating step to include data items derived from words in the content of the webpage surrounding the entities from the entity identification step.</p>

Of Counsel:

Richard J. Stark
 Andrei Harasymiak
 CRAVATH, SWAINE & MOORE LLP
 Worldwide Plaza
 825 Eighth Avenue
 New York, NY 10019
 (212) 474-1000

Dated: February 9, 2011

ASHBY & GEDDES



Lawrence C. Ashby (I.D. #468)
 John G. Day (I.D. #2403)
 Andrew C. Mayo (I.D. #5207)
 500 Delaware Avenue, 8th Floor
 P.O. Box 1150
 Wilmington, DE 19899
 (302) 654-1888
 lashby@ashby-geddes.com
 jday@ashby-geddes.com
 amayo@ashby-geddes.com

Attorneys for Plaintiff

CERTIFICATE OF SERVICE

I hereby certify that on the 9th day of February, 2011, the attached **XEROX'S SUPPLEMENTAL RESPONSES AND OBJECTIONS TO GOOGLE INC.'S AND YOUTUBE LLC'S INTERROGATORY NOS. 1 AND 2** was served upon the below-named counsel of record at the address and in the manner indicated:

Richard L. Horwitz, Esquire
Potter Anderson & Corroon LLP
Hercules Plaza, 6th Floor
1313 N. Market Street
Wilmington, DE 19899

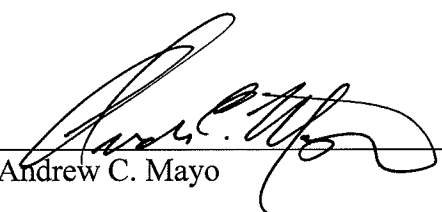
HAND DELIVERY

David A. Perlson, Esquire
Quinn Emanuel Urquhart & Sullivan, LLP
50 California Street, 22nd Floor
San Francisco, CA 94111

VIA ELECTRONIC MAIL

Andrea Pallios Roberts, Esquire
Quinn Emanuel Urquhart & Sullivan, LLP
555 Twin Dolphin Drive, 5th Floor
Redwood Shores, CA 94065

VIA ELECTRONIC MAIL



Andrew C. Mayo