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UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF FLORIDA
MIAMI DIVISION

CASE NO. 1:10-CV-24063-MORENO/TORRES

MOTOROLA MOBILITY, INC.,

Plaintiff,

v.

MICROSOFT CORPORATION,

Defendant.

MICROSOFT CORPORATION,

Counterclaim Plaintiff,

v.

MOTOROLA MOBILITY, INC.

Counterclaim Defendant.

**PLAINTIFF MOTOROLA MOBILITY, INC.'S
FIRST SET OF INTERROGATORIES (NOS. 1-15)
TO DEFENDANT MICROSOFT CORPORATION**

Pursuant to Rule 33 of the Federal Rules of Civil Procedure, Plaintiff-Counterclaim Defendant Motorola Mobility, Inc. ("Motorola Mobility") requests that Defendant Counterclaim Plaintiff Microsoft Corporation ("Microsoft") fully answer in writing and under oath, within thirty (30) days of the service, each of the Interrogatories set forth below.

royalties paid by Microsoft in connection with an Accused Product (or any component or element thereof), and specifying: (i) the name of the licensor, payee or royalty recipient; (ii) the amount of each such fee, payment or royalty; (iii) the time period during which such fee, payment or royalty was paid; and (iv) the name of the product, component and/or element to which such fee, payment or royalty relates; and

(c) profits (gross and net).

INTERROGATORY NO. 15

Separately, for each claim of each of the Microsoft Counterclaim Patents alleged to be infringed by Motorola, either directly or indirectly, specifically identify each and every product, apparatus, or method that Microsoft asserts is infringing; and state the legal and factual bases for Microsoft's contention(s), including:

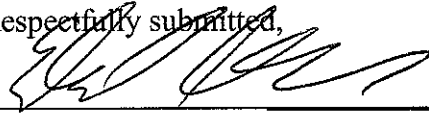
- (a) whether Microsoft contends that the alleged infringement is direct infringement, induced infringement, and/or contributory infringement;
- (b) whether the alleged infringement is literal, under the doctrine of equivalents, or both;
- (c) describe in detail where each element, limitation, or step of each claim is found, *i.e.*, read each claim on each accused product, apparatus, and method by providing, separately for each claim element and product or activity, a claim-element by claim-element comparison of each claim to the corresponding structure or function of the accused product or activity.
- (d) the identity of any claim term(s) of the Microsoft Counterclaim Patents that Microsoft contends requires construction, how Microsoft contends that such term(s) should be construed, and the intrinsic evidence (*i.e.* specific portions of

claim language, specification language, and the prosecution history) and extrinsic evidence that supports such a construction;

- (e) the identity of the person(s) most knowledgeable concerning the facts underlying each such contention.

January 21, 2011

Respectfully submitted,



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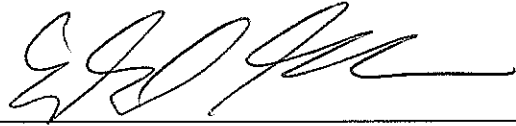
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Lead Counsel for Plaintiff,
MOTOROLA MOBILITY, INC.

CERTIFICATE OF SERVICE

I hereby certify that the foregoing Plaintiff Motorola Mobility, Inc.'s First Set Of Interrogatories (Nos. 1-15) To Defendant Microsoft Corporation was caused to be served this day by hand upon the counsel of record included in the attached Service List.



Edward M. Mullins

SERVICE LIST

Motorola Mobility, Inc. v. Microsoft Corp., Case No. 1:10-cv-24063-MORENO/TORRES

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