

ONE NUMBER CORPORATION V. GOOGLE INC. Doc. 1 Att. 3

KRIEG · DEVAULT LLP
ATTORNEYS AT LAW

July 11, 2007

Dean E. McConnell
Direct Dial: (317) 238-6332
Fax: (317) 636-1507
E-mail: dmccconnell@kdlegal.com

**VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Certified Article Number

7160 3901 9848 4094 9457

SENDERS RECORD

Attention: GrandCentral Communications Acquisition
Google Legal Department
1600 Ampitheater Pkwy
Mountain View, CA 94043

**Re: United States Patent Application Publication 2007/0041550 A1
Our File: ONEN-0003**

Dear Sir/Madam:

Enclosed please find a copy of United States Patent Application Publication 2007/0041550 A1 titled "Contact Number Encapsulation System" that was filed on August 18, 2005. See Exhibit A. This pending published patent application is owned by One Number Corporation ("1Num"). It has come to our attention that GrandCentral Communications ("GrandCentral"), which we understand was recently acquired by Google, Inc., is making, using, or offering for sale a contact number encapsulation system that may infringe one or more claims of this pending published application. See Exhibit B. In particular, it is our opinion that GrandCentral's contact number encapsulation system will infringe, amongst other dependent claims, independent claims 1 and 9 of this published patent application when it issues.

The purpose of this letter is to place GrandCentral on notice that if the claims of any issued U.S. patent resulting from this published application issue "substantially identical" to those as published, 1Num will be entitled to a reasonable royalty from GrandCentral for infringement from the date GrandCentral received notice of this published application.

1Num is open to discussing an amicable resolution to this matter, including without limitation GrandCentral taking a license under the pending application and any patent issuing therefrom, with ongoing royalty payments to 1Num, or an outright acquisition of 1Num and/or its published application.

If GrandCentral is not open to resolving this matter in an amicable fashion, then 1Num will request the U.S. Patent and Trademark Office to expedite prosecution of this pending patent

ONE INDIANA SQUARE, SUITE 2800 · INDIANAPOLIS, INDIANA 46204-2079

PHONE
317.636.4341

FAX
317.636.1507

WWW.KRIEGDEVAULT.COM

 **MERITAS**
LAW FIRMS WORLDWIDE

KRIEG DEVAULT ALEXANDER & CAPEHART, LLP
INDIANAPOLIS · CARMEL · HAMMOND

Dockets.Justia.com

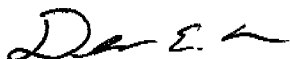
KRIEG · DEVAULT LLP

Attention: GrandCentral Communications Acquisition
Google Legal Department
July 11, 2007
Page 2

application based on an ongoing infringement by GrandCentral. I/Num hereby reserves all rights to legal and equitable relief.

We look forward to receiving a prompt response to this letter.

Very truly yours,



Dean E. McConnell

DEM/kk
Enclosures
1048704_1.DOC

KRIEG · DEVAULT^{LLP}
ATTORNEYS AT LAW

July 11, 2007

Dean E. McConnell
Direct Dial: (317) 238-6332
Fax: (317) 636-1507
E-mail: dmccconnell@kdlegal.com

**VIA CERTIFIED MAIL
RETURN RECEIPT REQUESTED**

Certified Article Number

7160 3901 9848 4094 9440

SENDERS RECORD

Mr. Craig Walker - CEO
GrandCentral Communications
48389 Fremont Blvd., Suite 110
Fremont, CA 94538

**Re: United States Patent Application Publication 2007/0041550 A1
Our File: ONEN-0003**

Dear Mr. Walker:

Enclosed please find a copy of United States Patent Application Publication 2007/0041550 A1 titled "Contact Number Encapsulation System" that was filed on August 18, 2005. *See Exhibit A.* This pending published patent application is owned by One Number Corporation ("INum"). It has come to our attention that GrandCentral Communications ("GrandCentral"), which we understand was recently acquired by Google, Inc., is making, using, or offering for sale a contact number encapsulation system that may infringe one or more claims of this pending published application. *See Exhibit B.* In particular, it is our opinion that GrandCentral's contact number encapsulation system will infringe, amongst other dependent claims, independent claims 1 and 9 of this published patent application when it issues.

The purpose of this letter is to place GrandCentral on notice that if the claims of any issued U.S. patent resulting from this published application issue "substantially identical" to those as published, INum will be entitled to a reasonable royalty from GrandCentral for infringement from the date GrandCentral received notice of this published application.

INum is open to discussing an amicable resolution to this matter, including without limitation GrandCentral taking a license under the pending application and any patent issuing therefrom, with ongoing royalty payments to INum, or an outright acquisition of INum and/or its published application.

If GrandCentral is not open to resolving this matter in an amicable fashion, then INum will request the U.S. Patent and Trademark Office to expedite prosecution of this pending patent

ONE INDIANA SQUARE, SUITE 2800 · INDIANAPOLIS, INDIANA 46204-2079

PHONE
317.636.4341

FAX
317.636.1507

WWW.KRIEGDEVALT.COM

 **MERITAS**
LAW FIRMS WORLDWIDE

KRIEG DEVALT ALEXANDER & CAPEHART, LLP
INDIANAPOLIS · CARMEL · HAMMOND

KRIEG · DEVAULT ^{LLP}

Mr. Craig Walker – CEO

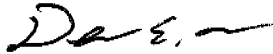
July 11, 2007

Page 2

application based on an ongoing infringement by GrandCentral. I Num hereby reserves all rights to legal and equitable relief.

We look forward to receiving a prompt response to this letter.

Very truly yours,



Dean E. McConnell

DEM/kk

Enclosures

1049780_1.DOC