

EXHIBIT 1

From: Manning, Susan Baker [susan.manning@bingham.com]
Sent: Thursday, October 13, 2011 3:43 PM
To: Manning, Susan Baker; Somait, Lina
Cc: Murphy, Catherine R.; Lu, Sam; zzm google/skyhook (ext); Mueller, Mariandrea; Schuster, Leslie
Subject: RE: Skyhook v. Google - Joint Claim Construction and Pre-Hearing Statement
Lina --

Following up on the voice mail message I just left you, we object. This is inappropriate for the reasons in our previous letter, and we had understood that this was resolved. We hope Skyhook will reconsider this course. If we have to go to Judge Zobel, we will do so; we are confident that she will not allow a key fact witness to testify in the guise of a tutorial.

If Skyhook insists on revising the joint statement to express its desire to have Mr. Morgan present some or all of the tutorial, we will need to include language regarding Google's strong objection.

Susan

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From: Manning, Susan Baker
Sent: Thursday, October 13, 2011 6:29 PM
To: Somait, Lina
Cc: Murphy, Catherine R.; Lu, Sam; zzm google/skyhook (ext); Mueller, Mariandrea; Schuster, Leslie
Subject: Re: Skyhook v. Google - Joint Claim Construction and Pre-Hearing Statement

Lina -- We strongly object. You are not authorized to file the joint statement with the change you have just proposed. I will call you to discuss.

Susan

On Oct 13, 2011, at 6:16 PM, "Somait, Lina" <[L.Somait@irell.com](mailto:LSomait@irell.com)> wrote:

Catherine,

Upon further consideration, we've decided that Skyhook's tutorial will be presented by Ted Morgan and/or counsel. I will revise the joint statement to reflect this change. I will be filing the joint statement and exhibits within the next half hour.

Regards,

Lina

From: Murphy, Catherine R. [mailto:catherine.murphy@bingham.com]
Sent: Thursday, October 13, 2011 2:12 PM
To: Somait, Lina; Lu, Sam
Cc: zzm google/skyhook (ext)

Subject: Skyhook v. Google - Joint Claim Construction and Pre-Hearing Statement

Lina,

Attached please find a revised version of the parties' Joint Claim Construction and Pre-Hearing Statement. I have also attached a redline, reflecting the changes to the document since I sent it to you yesterday afternoon. I have also attached Google's supporting exhibits. Please let me know if you have any questions about the document before filing.

Thanks,

Catherine

Joint Claim Construction and Pre-Hearing Statement:

Redline:

Supporting Exhibits:

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ccmailg.irell.com made the following annotations

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