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**From:** Brian Ferrall [BFerrall@KVN.com]  
**Sent:** Monday, June 20, 2011 7:04 PM  
**To:** 'Steve Pedersen'  
**Cc:** Keith Vogt; George Summerfield; Ben Hur; Campbell, Chad (Perkins Coie); Bagatell, Dan (Perkins Coie); Patricia Bazianos  
**Subject:** RE: claim constructions

Steve,

Just confirming that we agree with the language of the stipulation below, so I think we have an agreed upon construction of "nonlinear response . . .".

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**From:** Steve Pedersen [mailto:pedersen@stadheimgear.com]  
**Sent:** Monday, June 20, 2011 8:12 AM  
**To:** Brian Ferrall  
**Cc:** Keith Vogt; George Summerfield; Ben Hur; Chad Campbell; Dan Bagatell; Patricia Bazianos  
**Subject:** RE: claim constructions

Brian, Following up to our discussions from last week, please see the below proposed stipulation language. Also, I've compiled the final list of terms to make sure we are on the same page. Please confirm. Lastly, will Intel's below construction of "combining nonlinear functions" be the one that it uses going forward? -Steve

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The parties stipulate to construction of the below claim terms as follows:

said transferring step: "the first transferring step of claim 6, the second transferring step of claim 6, or both."

nonlinear response: "the response of the photoresist layer after exposure and development is not simply proportional to variations in the optical intensity image"

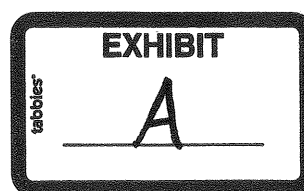
Intel further stipulates that the word "simply" in the construction of nonlinear response will not serve as a basis for any non-infringement defense.

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Spatial Frequencies

The Fourier Transform of Said Pattern Contains High Spatial Frequencies

Combining Nonlinear Functions of Intensity of at Least Two Exposures Combined With at Least One Nonlinear Processing Step Intermediate Between the Two Exposures



[First/Second] Pattern in Said [First/Second] Photoresist Layer

First Mask Material

Parts of Said First Mask Layer

Combined Mask Including Parts of Said First Mask Layer and Said Second Photoresist

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**From:** Brian Ferrall [<mailto:BFerrall@KVN.com>]

**Sent:** Thursday, June 16, 2011 5:50 PM

**To:** Brian Ferrall; Steve Pedersen

**Cc:** Keith Vogt; George Summerfield; Ben Hur; Chad Campbell; Dan Bagatell; Patricia Bazianos

**Subject:** RE: claim constructions

Steve, our proposal on the "combining non-linear functions" claim term is as follows. Let us know if we can reach agreement on this.

combining the response of two exposures of photoresist and at least one non-linear processing step (for example, development of the first photoresist) that occurs after the first exposure and before the second exposure

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**From:** Brian Ferrall

**Sent:** Thursday, June 16, 2011 9:23 AM

**To:** 'Steve Pedersen'

**Cc:** Keith Vogt; George Summerfield; Ben Hur; Chad Campbell; Dan Bagatell; Patricia Bazianos

**Subject:** RE: claim constructions

Steve, let's use this call-in number

*Call-In information*

Toll Free Dial In: 877-699-4804

Passcode: 175 942

Int'l. Dial In: 719-955-0536

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**From:** Steve Pedersen [<mailto:pedersen@stadheimgear.com>]

**Sent:** Wednesday, June 15, 2011 5:39 PM

**To:** Brian Ferrall

**Cc:** Keith Vogt; George Summerfield; Ben Hur; Chad Campbell; Dan Bagatell; Patricia Bazianos

**Subject:** Re: claim constructions

2CT is fine. In advance of call, please consider the deletion of "simply" from Intel's non-linear construction. Also, we seem to be in agreement on the last term (said transferring step). -Steve

On Jun 15, 2011, at 7:23 PM, "Brian Ferrall" <[BFerrall@KVN.com](mailto:BFerrall@KVN.com)> wrote:

Steve, sorry, I don't think I had gotten back to you. Can we do 2 ct/noon pdt. I have a meeting starting at 1 pdt.

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**From:** Steve Pedersen [<mailto:pedersen@stadheimgear.com>]  
**Sent:** Wednesday, June 15, 2011 8:38 AM  
**To:** Brian Ferrall  
**Cc:** Keith Vogt; George Summerfield; Ben Hur; Chad Campbell; Dan Bagatell; Patricia Bazianos  
**Subject:** Re: claim constructions

Let's talk tomorrow afternoon. 3:00 CT?

On Jun 14, 2011, at 12:39 PM, "Brian Ferrall" <[BFerrall@KVN.com](mailto:BFerrall@KVN.com)> wrote:

Steve,

Let us know if you are available tomorrow at 1 pdt/3 cdt to discuss claim compromises?  
Alternatively, we're open most all of Thursday.

Brian

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**From:** Steve Pedersen [<mailto:pedersen@stadheimgear.com>]  
**Sent:** Thursday, June 09, 2011 2:21 PM  
**To:** Brian Ferrall; Keith Vogt; George Summerfield  
**Cc:** Ben Hur; Chad Campbell; Dan Bagatell; Patricia Bazianos  
**Subject:** RE: claim constructions

Brian,

On the issue of a tutorial, we do not believe that a discrete tutorial session is required in light of the relatively narrow scope of technical issues involved in this matter. Rather, each party should allocate the amount of time it believes appropriate during its *Markman* presentation for tutorial material.

Also, do you want to talk next week to explore further compromise for some of the remaining terms? Tuesday or Wednesday?

-Steve