

EXHIBIT E

From: John Lahad [jlahad@SusmanGodfrey.com]
Sent: Tuesday, July 01, 2014 9:06 PM
To: Lance Yang; Justin A. Nelson
Cc: Amanda Bonn; Alexander L. Kaplan; 'jrambin@capshawlaw.com';
'ederieux@capshawlaw.com'; 'ccapshaw@capshawlaw.com'; 'jw@wsfirm.com';
'claire@wsfirm.com'; Max L. Tribble; Kristin Malone; Parker Folse; Cyndi Obuz; John Dolan;
Shawn Blackburn; QE-Google-Rockstar; 'James Mark Mann'; 'Andy Tindel'; 'Gregory Blake
Thompson'
Subject: RE: Rockstar v. Google

Dear Lance,

The local rules require Google to chart obviousness combinations now. “Patent Rule 3–3(b) requires disclosure of combinations, not just references, and thus does not expect the patentee to consider every possible combination of the references disclosed. P.R. 3–3(b).” *LML Patent Corp. v. JPMorgan Chase & Co.*, No. 08–CV–448, 2011 WL 5158285, at *4 (E.D. Tex. Aug. 11, 2011). Saying that you can combine any of the art on list A with the art on list B doesn’t comply, especially when the preamble of the list says “Google reserves the right to rely on un-cited portions of the prior art references,” the main body of Google’s invalidity contentions says “Google reserves the right to rely on any combination of any prior art references disclosed herein,” and the lists Google provides are “non-exhaustive.”

Please confirm by tomorrow if Google intends to comply with Local Rule 3-3. Plaintiffs cannot meaningfully assess what an order limiting claims and prior art should look like before then. Absent confirmation that Google will comply, we will have no choice but to seek relief from the Court.

Thanks,
John

John P. Lahad
Susman Godfrey L.L.P.
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From: Lance Yang [mailto:lanceyang@quinnemanuel.com]
Sent: Monday, June 30, 2014 7:34 PM

To: John Lahad; Justin A. Nelson
Cc: Amanda Bonn; Alexander L. Kaplan; 'jrambin@capshawlaw.com'; 'ederieux@capshawlaw.com'; 'ccapshaw@capshawlaw.com'; 'jw@wsfirm.com'; 'claire@wsfirm.com'; Max L. Tribble; Kristin Malone; Parker Folse; Cyndi Obuz; John Dolan; Shawn Blackburn; QE-Google-Rockstar; 'James Mark Mann'; 'Andy Tindel'; 'Gregory Blake Thompson'
Subject: RE: Rockstar v. Google

John,

Please see attached.

Best,

Lance Yang

Associate

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From: John Lahad [<mailto:jlahad@SusmanGodfrey.com>]

Sent: Wednesday, June 25, 2014 11:51 AM

To: Andrea P Roberts; Justin A. Nelson

Cc: Amanda Bonn; Alexander L. Kaplan; 'jrambin@capshawlaw.com'; 'ederieux@capshawlaw.com'; 'ccapshaw@capshawlaw.com'; 'jw@wsfirm.com'; 'claire@wsfirm.com'; Max L. Tribble; Kristin Malone; Parker Folse; Cyndi Obuz; John Dolan; Shawn Blackburn; QE-Google-Rockstar; 'James Mark Mann'; 'Andy Tindel'; 'Gregory Blake Thompson'

Subject: RE: Rockstar v. Google

Andrea,

Please see the attached.

Thanks.

John P. Lahad

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From: Andrea P Roberts [<mailto:andreaproberts@quinnemanuel.com>]

Sent: Monday, June 23, 2014 1:59 PM

To: Justin A. Nelson; John Lahad

Cc: Amanda Bonn; Alexander L. Kaplan; 'jrambin@capshawlaw.com'; 'ederieux@capshawlaw.com'; 'ccapshaw@capshawlaw.com'; 'jw@wsfirm.com'; 'claire@wsfirm.com'; Max L. Tribble; Kristin Malone; Parker Folse; Cyndi

Obuz; John Dolan; Shawn Blackburn; QE-Google-Rockstar; 'James Mark Mann'; 'Andy Tindel'; 'Gregory Blake Thompson'
Subject: Rockstar v. Google

Justin and John,

Please see attached.

Thanks.

Andrea Pallios Roberts

Of Counsel,

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