

EXHIBIT 12

From: Amanda Bonn
Sent: Tuesday, July 08, 2014 2:59 PM
To: Andrea P Roberts; Lance Yang; John Lahad; Justin A. Nelson
Cc: 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'; Stacy Schulze; Tammie J. DeNio
Subject: RE: Rockstar v. Google
Attachments: Edward D Ioli Trust v Avigilon Corp.pdf

Andrea,

Per David's request on today's call, please see the attached case regarding Google's obligation to produce source code along with its invalidity contentions per the Patent Local Rules. Judge Gilstrap held that "[t]his District's P.R. 3-4(a) requires the alleged infringer to produce any and all documents describing the operation of any aspects or elements of an accused instrumentality," and that P.R. 3-4(a) "clearly covers source code, regardless of what additional materials may exist to disclose the functionality of the technology at issue." *Edward D. Ioli Trust v. Avigilon Corp.*, No. 10-CV-605-JRG, 2012 WL 5830711, at *3 (E.D. Tex. Nov. 16, 2012) (Gilstrap, J.) (emphasis added).

-Amanda

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