# Exhibit 2

Untitled Document Page 1 of 1

## **Matt Rappaport**

From: Matt Rappaport

**Sent:** Tuesday, July 27, 2010 4:48 PM

**To:** 'Anthony S. Gabrielson'; Josh Budwin

Cc: Thomas L. Duston; Eolas

Subject: RE: Eolas: CDW ESI Search Terms

Attachments: 2010 07 27 - Eolas - CDW Proposed Search Terms.pdf

Hi Anthony,

Thanks for your email. Attached is our proposed revision to the term list you provided. Please let us know if this works on your end.

**Matt Rappaport** | Attorney | McKool Smith 300 W. 6th Street, Suite 1700 | Austin, TX 78701 telephone: 512/692-8754 | fax: 512/692-8744

mrappaport@mckoolsmith.com

NOTICE OF CONFIDENTIALITY:

The information contained in and transmitted with this e-mail is SUBJECT TO THE ATTORNEY-CLIENT and ATTORNEY WORK PRODUCT PRIVILEGE and is CONFIDENTIAL. It is intended only for the individual or entity designated above. You are hereby notified that any dissemination, distribution, copying, use or reliance upon the information contained in and transmitted with this e-mail by or to anyone other than the addressee designated above by the sender is unauthorized and strictly prohibited. If you have received this e-mail in error, please notify the sender by reply immediately. Any e-mail erroneously transmitted to you should be immediately destroyed.

From: Anthony S. Gabrielson [mailto:agabrielson@marshallip.com]

**Sent:** Monday, July 26, 2010 5:40 PM **To:** Josh Budwin; Matt Rappaport

Cc: Thomas L. Duston

Subject: Eolas: CDW ESI Search Terms

Hi Josh & Matt -- further to our conversation last week about ESI search terms, here is a proposed revision on the terms for CDW, modified as we discussed. Please let me know if it is OK from your end.

Thanks, Anthony



Anthony S. Gabrielson Marshall, Gerstein & Borun LLP 233 South Wacker Drive 6300 Willis Tower Chicago, IL 60606-6357 Direct: (312) 474-9559 Firm: (312) 474-6300

Firm: (312) 474-6300 Fax: (312) 474-0448

<u>agabrielson@marshallip.com</u> <u>www.marshallip.com</u>

The material in this transmission may contain confidential information. If you are not the intended recipient, any disclosure or use of this information by you is strictly prohibited. If you have received this transmission in error, please delete it, destroy all copies and notify Marshall, Gerstein & Borun LLP by return e-mail or by telephone at (312) 474-6300. Thank you.

## **Matt Rappaport**

From: Anthony S. Gabrielson [agabrielson@marshallip.com]

Sent: Wednesday, July 21, 2010 2:38 PM

To: Josh Budwin Cc: Matt Rappaport

Subject: RE: Eolas Technologies Inc. v. Adobe Systems, Inc., et al., No. 6:09-cv-446 (E.D. Tex)

Great; talk to you then. Thanks. Anthony ----Original Message----From: Josh Budwin [mailto:jbudwin@McKoolSmith.com] Sent: Wednesday, July 21, 2010 2:10 PM To: Anthony S. Gabrielson Cc: Matt Rappaport Subject: RE: Eolas Technologies Inc. v. Adobe Systems, Inc., et al., No. 6:09-cv-446 (E.D. Tex) 3 central works. Matt knows better than I, so I'll rope him in too. ----Original Message----From: Anthony S. Gabrielson [mailto:agabrielson@marshallip.com] Sent: Wednesday, July 21, 2010 2:06 PM To: Josh Budwin Subject: RE: Eolas Technologies Inc. v. Adobe Systems, Inc., et al., No. 6:09-cv-446 (E.D. Tex) Hi Josh -- If you have a few moments, I'd like to chat with you about the search terms proposals we've exchanged re CDW (I talked with Matt Rappaport while you were away briefly about it also), and was wondering if you're in the office later today, 3-ish maybe? Please let me know.

Thanks much, Anthony

6:09-cv-446 (E.D. Tex)

Anthony S. Gabrielson Marshall, Gerstein & Borun LLP 233 South Wacker Drive 6300 Willis Tower Chicago, IL 60606-6357 Direct: (312) 474-9559 Firm: (312) 474-6300 Fax: (312) 474-0448 mailto:agabrielson@marshallip.com http://www.marshallip.com/ The material in this transmission may contain confidential information. If you are not the intended recipient, any disclosure or use of this information by you is strictly prohibited. If you have received this transmission in error, please delete it, destroy all copies and notify Marshall, Gerstein & Borun LLP by return e-mail or by telephone at (312) 474-6300. Thank you. ----Original Message----From: Josh Budwin [mailto:jbudwin@McKoolSmith.com] Sent: Wednesday, July 21, 2010 1:11 PM To: TDonahey@Sidley.com Cc: Eolas; Eolas-Defendants@Sidley.com

Subject: Re: Eolas Technologies Inc. v. Adobe Systems, Inc., et al., No.

## **Matt Rappaport**

From: Matt Rappaport

**Sent:** Monday, July 19, 2010 5:22 PM

**To:** 'Riley, Kathryn'

**Cc:** 'Oracle-Eolas@dlapiper.com'; Eolas

Subject: RE: Eolas -- OAI's proposed search terms

Katie-

Sure, 2pm PT works for tomorrow, assuming we're off the protective order call by then.

Thanks.

From: Riley, Kathryn [mailto:Kathryn.Riley@dlapiper.com]

Sent: Monday, July 19, 2010 3:14 PM

To: Josh Budwin; Gomez, Ginny; Oracle-Eolas

Cc: Eolas

**Subject:** RE: Eolas -- OAI's proposed search terms

Josh we can be available at or after 2pm PT tomorrow. It would be helpful if you could give me some insight into your concerns in advance of our call so I can be prepared to address them.

In the future, please include Oracle-Eolas@dlapiper.com on all correspondence.

#### Thanks.

From: Josh Budwin [mailto:jbudwin@McKoolSmith.com]

**Sent:** Monday, July 19, 2010 1:08 PM **To:** Gomez, Ginny; Riley, Kathryn

Cc: Eolas

Subject: Eolas -- OAI's proposed search terms

Katie -

Are you available to discuss your proposed search terms this afternoon or tomorrow?

We have some concerns.

Thanks.

From: Gomez, Ginny [mailto:Ginny.Gomez@dlapiper.com]

Sent: Thursday, July 15, 2010 6:10 PM

To: Josh Budwin

Cc: Eolas Subject:

Attached please find Katie Riley's July 15, 2010 letter to Josh Budwin.



**Ginny Gomez** 

Intellectual Property and Technology Legal Secretary to Browning Marean, Rick Mulloy, Kathryn Riley, Erin Gibson, Tiffany Miller and F.P. Crowell

**DLA Piper LLP (US)** 401 B Street, Suite 1700 San Diego, CA 92101-4297

619.699.3421 **T** (Internal: 814-3421) 619.699.2701 **F** 

ginny.gomez@dlapiper.com

www.dlapiper.com

#### Please consider the environment before printing this email.

The information contained in this email may be confidential and/or legally privileged. It has been sent for the sole use of the intended recipient(s). If the reader of this message is not an intended recipient, you are hereby notified that any unauthorized review, use, disclosure, dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please reply to the sender and destroy all copies of the message. To contact us directly, send to postmaster@dlapiper.com. Thank you.

### Please consider the environment before printing this email.

The information contained in this email may be confidential and/or legally privileged. It has been sent for the sole use of the intended recipient(s). If the reader of this message is not an intended recipient, you are hereby notified that any unauthorized review, use, disclosure, dissemination, distribution, or copying of this communication, or any of its contents, is strictly prohibited. If you have received this communication in error, please reply to the sender and destroy all copies of the message. To contact us directly, send to postmaster@dlapiper.com. Thank you.