

Exhibit 3

McKool Smith

A PROFESSIONAL CORPORATION • ATTORNEYS

Douglas A. Cawley
Principal
Direct Dial: (214) 978-4972
dcawley@mckoolsmith.com

300 Crescent Court
Suite 1500
Dallas, Texas 75201

Telephone: (214) 978-4000
Facsimile: (214) 978-4044

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VIA E-MAIL:

Joseph P. Reid
Fish & Richardson
12390 El Camino Real
San Diego, CA 92130
858.678.4705
reid@fr.com

David J. Healey
Fish & Richardson PC
1221 McKinney Street, Suite 2888
Houston, TX 77010
713/654-5310 (Direct Dial)
healey@fr.com

Douglas E. Lumish
Weil Gotshal & Manges
201 Redwood Shores Parkway
Redwood City, CA 94065
650/802-3028 (Direct Dial)
doug.lumish@weil.com

David T. Pritikin
Sidley Austin - Chicago
Bank One Plaza
One South Dearborn Ave
Chicago, IL 60603
312/853-7359 (Direct Dial)
dpritikin@sidley.com

Scott Wayne Breedlove
Vinson & Elkins
2001 Ross Avenue
3700 Trammel Crow Center
Dallas, TX 75201
214/220-7993 (Direct Dial)
sbreedlove@velaw.com

Thomas L. Duston
Marshall Gerstein & Borun
233 S. Wacker Drive
6300 Sears Tower
Chicago, IL 60606
312/474-6300 (Direct Dial)
tduston@marshallip.com

Edwin R. DeYoung
Locke Lord Bissell & Liddell LLP
2200 Ross Ave.
Suite 2200
Dallas, TX 75201
214/740-8500 (Direct Dial)
edeyoung@lockelord.com

Jeffrey K. Joyner
Greenberg Taurig, LLP
2450 Colorado Ave.
Suite 400E
Santa Monica, CA 90404
310/586-7700
joynerj@gtlaw.com

Thomas M. Melsheimer
Fish & Richardson
1717 Main Street
Suite 5000
Dallas, TX 75201
214/292-4001 (Direct Dial)
melsheimer@fr.com

Scott T. Weingaertner
King & Spalding, LLP
1185 Avenue of the Americas
New York, NY 10036
212/556-2227 (Direct Dial)
sweingaertner@kslaw.com

Christopher M. Joe
Buether Joe & Carpenter
1700 Pacific, Suite 2390
Dallas, TX 75201
214/466-1272 (Direct Dial)
Chris.Joe@BJCIPLaw.com

Joel Mark Freed
McDermott Will & Emery
600 13th Street, NW, 12th Floor
Washington, DC 20005-3096
202/756-8080 (Direct Dial)
jfreed@mwe.com

Michael Simons
Akin Gump Strauss Hauer & Feld
300 W. 6th Street, Suite 2100
Austin, TX 78701
512/499-6253 (Direct Dial)
msimons@akingump.com

Kenneth Jurek
McDermott Law Firm
227 West Monroe Street
Chicago, IL 60606
312/984-7767 (Direct Dial)
kjurek@mwe.com

Barton E. Showalter
Baker & Botts
2001 Ross Ave.
Suite 600
Dallas, TX 75201
214/953-6509 (Direct Dial)
bart.showalter@bakerbotts.com

Avelyn Marie Ross
Vinson & Elkins
2801 Via Fortuna
Suite 100
Austin, TX 78746
512/542-8411 (Direct Dial)
aross@velaw.com

Michael Ernest Richardson
Beck Redden & Secrest
1221 McKinney
Suite 4500
Houston, TX 77010
713/951-6284 (Direct Dial)
mrichardson@brsfirm.com

Eric Hugh Findlay
Findlay Craft
6760 Old Jacksonville Highway
Suite 101
Tyler, TX 75703
903/534-1100 (Main Number)
efindlay@findlaycraft.com

Carl R. Roth
The Roth Law Firm
115 N. Wellington
Suite 200
P.O. Box 876
Marshall, TX 75671
903/935-1665 (Main Number)
cr@rothfirm.com

Re: *Eolas Technologies Incorporated v. Adobe Systems, Inc., et. al*; Civil Action No. 6:09-CV-00446-LED; United District Court of Texas; Eastern District

Ladies and Gentlemen:

This letter is in response to a July 27, 2010 request by Adobe to confirm a discussion in a July 14, 2010 meet and confer. We informed Adobe at that time that Eolas' claims do not breach its obligations under the license agreement between Eolas and Microsoft. To confirm, we provide the following representation to all defendants:

Eolas is asserting claims 1, 4, 5, 6, 9, and 10 of the '906 patent (and their dependent claims) and claims 1, 16 and 36 of the '985 patent (and their dependent claims) against the defendants only for, and is seeking damages only for, acts of infringement wherein the "browser application" limitation is satisfied by something other than Microsoft Internet Explorer.

Eolas is asserting claims 4, 5, 9 and 10 of the '906 patent (and their dependent claims) against the defendants only for, and is seeking damages only for, acts of infringement wherein the "executing, on the network server" or "said network server to execute" limitations are satisfied by something other than Microsoft server software.

Eolas is asserting claims 20, 32, 40 and 44 of the '985 patent (and their dependent claims) against the defendants only for, and is seeking damages only for, acts of infringement wherein the "communicating via a/the network server" limitation is satisfied by something other than Microsoft server software.

Despite our suggestion that defendants serve discovery if they wish to confirm our position on this issue, no defendant has done so.

Sincerely,


Doug Cawley

cc: All other counsel of record:

Defendant	Counsel	E-mail
Adobe Systems Incorporated	Joseph P. Reid	reid@fr.com
Amazon.com Inc.	Matthew Powers Jared B. Bobrow Joseph H. Lee Christian Hurt	Amazon-Eolas@weil.com
Apple, Inc.	Richard A. Cederoth	apple-eolas@sidley.com

Defendant	Counsel	E-mail
	Shubham Mukherjee Duy D. Nguyen Teague I. Donahey Theodore Whitley Chandler	
	Eric Albritton Matthew Clay Harris	apple@emafirm.com
Blockbuster Inc.	David Kent Wooten	Blockbuster-Eolas@velaw.com
CDW Corporation	Juliane Hartzell Scott A. Sanderson Anthony S. Gabrielson	eolas@marshallip.com
	Eric Hugh Findlay	efindlay@findlaycraft.com
	Brian Craft	bcraft@findlaycraft.com
Citigroup Inc.	Roger Brian Cowie Galyn Dwight Gafford Michael Scott Fuller Roy William Hardin Jason E. Mueller	Citibank.Eolas@lockelord.com
	Eric L. Sophir	esophir@kslaw.com
	Alexas D. Skucas	askucas@kslaw.com
eBay Inc.	Matthew Douglas Powers Christian J. Hurt Jared B. Bobrow Joseph H. Lee	eBay-Eolas@weil.com
Frito-Lay, Inc. and Rent-A-Center, Inc.	Jeffrey F. Yee	Frito-JCP-RAC-Eolas@gtlaw.com
	Chris Joe	Chris.Joe@BJCIPLaw.com
	Brian Carpenter	Brian.Carpenter@BJCIPLaw.com
	Eric W. Buether	Eric.Buether@BJCIPLaw.com
The Go Daddy Group, Inc.	Neil J. McNabnay	mcnabnay@fr.com
	J. Nicholas Bunch	bunch@fr.com
	Proshanto Mukherji	mukherji@fr.com
Google Inc. and YouTube	Robert F. Perry Mark H. Francis Christopher C. Carnaval	Google-Eolas@kslaw.com
	Michael E. Jones	mikejones@potterminton.com
	Allen F. Gardner	allengardner@potterminton.com
J.C. Penney Company, Inc.	Brian Carpenter	Brian.Carpenter@BJCIPLaw.com
	Eric W. Buether	Eric.Buether@BJCIPLaw.com
	Jeffrey Joyner Jeffrey Yee	Frito-JCP-RAC-Eolas@gtlaw.com
J.P. Morgan Chase & Co.	Debra Elaine Gunter	debby@yw-lawfirm.com

Defendant	Counsel	E-mail
	David Crump	dcrump@mwe.com
	Steve Shahida	sshahida@mwe.com
	Herbert A. Yarbrough, III	trey@yw-lawfirm.com
New Frontier Media, Inc.	Anthony T. Pierce	eolaslitigation@akingump.com
Office Depot	David M. Stein	dstein@mwe.com
	Suzanne M. Wallman	swallman@mwe.com
	Brett E. Bachtell	bbachtell@mwe.com
	J. Thad Heartfield	thad@jth-law.com
Perot Systems Corp.	Douglas Mark Kubehl David O. Taylor Vernon E. Evans Roger J. Fulghum Paula D. Heyman Kevin J. Meek	DLEolasTeam@bakerbotts.com
	Deron R. Dacus	ddacus@rameyflock.com
Playboy Enterprises International	Gentry C. McLean David B. Weaver John A. Fedock	Playboy-Eolas@velaw.com
Staples, Inc.	Alexandra McTague	alexandra.mctague@wilmerhale.com
	Donald R. Steinberg	don.steinberg@wilmerhale.com
	Mark Matuschak	mark.matuschak@wilmerhale.com
	Daniel V. Williams	daniel.williams@wilmerhale.com
	Kate Hutchins	kate.hutchins@wilmerhale.com
Sun Microsystems, Inc.	Mark D. Fowler Kathryn B. Riley	Oracle-Eolas@dlapiper.com
Texas Instruments, Inc.	Amanda Aline Abraham	aa@rothfirm.com
	Brendan Clay Roth	br@rothfirm.com
Yahoo! Inc.	Matthew Douglas Powers Christian J. Hurt Jared B. Bobrow Joseph H. Lee	Yahoo-Eolas@weil.com
	Deborah J. Race	drace@icklaw.com
	Otis W. Carroll, Jr.	fedserv@icklaw.com