

— THE —
HEARTFIELD
LAW FIRM

J. THAD HEARTFIELD
409.866.2800 *Direct Dial*
thad@jth-law.com

Phone: 409.866.3318
Fax: 409.866.5789

March 7, 2011

The Honorable Leonard Davis
U.S. District Judge
William M. Steger Federal Building
and United States Courthouse
211 W. Ferguson, Third Floor
Tyler, Texas 75702

Re: *Parallel Networks, LLC v. Abercrombie & Fitch, et al.*,
Civil Action No. 6:10-cv-111-LED (E.D. Texas, Tyler Division)
Parallel Networks, LLC v. AEO, Inc., et al.
Civil Action No. 6:10-cv-275-LED (E.D. Texas, Tyler Division)
Parallel Networks, LLC v. Adidas America, Inc., et al.
Civil Action No. 6:10-cv-491-LED (E.D. Texas, Tyler Division)

Dear Judge Davis:

As requested by the Court at the status conference on March 1, 2011, this is to provide a response on behalf of our clients, listed on Attachment A, regarding the proposal to limit the case to 5 asserted claims and 5 claim terms for construction.

At this time, while some of our clients agree to the modified proposal propounded by the other defendants and some are inclined to agree, without clarification as to the claims Plaintiff will assert and without further guidance regarding a procedure for completion of discovery and trial in the event of a possible denial of summary judgment motions for non-infringement, some of our clients currently oppose the proposal. Of course our clients remain open to ways to streamline the case in the event additional information is provided.

Very truly yours,

/s/ J. Thad Heartfield
J. Thad Heartfield

JTH/kp
Attachment
cc: Counsel of Record

ATTACHMENT A

Parallel Networks, LLC v. Abercrombie & Fitch, et al., Civil Action No. 6:10-cv-111-LED
(E.D. Texas, Tyler Division):

The Gap Inc.
J.C. Penney Corporation, Inc.
Kmart Corporation
Sears Brands, LLC, Sears Holdings Corporation and Sears, Roebuck & Co.
Office Depot, Inc.

Parallel Networks, LLC v. AEO, Inc., et al., Civil Action No. 6:10-cv-275-LED (E.D. Texas,
Tyler Division)

Patagonia, Inc.
Nordstrom, Inc.
Juicy Couture, Inc.
Liz Claiborne, Inc.
Recreational Equipment, Inc.
Williams-Sonoma, Inc.
QVC, Inc.

Parallel Networks, LLC v. Adidas America, Inc., et al., Civil Action No. 6:10-cv-491-LED (E.D.
Texas, Tyler Division)

Kohl's Department Stores, Inc.
New Balance Athletic Shoe, Inc.