

# EXHIBIT F

## Joshua Sohn

---

**From:** Monterio, Charles [MonterioC@dicksteinshapiro.com]  
**Sent:** Wednesday, April 11, 2012 8:44 AM  
**To:** Joshua Sohn; David Perlson  
**Cc:** 'Noona, Stephen E.'; Emily O'Brien; zz-IPEngine; Antonio Sistos  
**Subject:** RE: any word?

Josh,

I/P Engine's position is that no construction is necessary. The order is dictated by the claim language or no order is required. For both claims (claim 25 of the '420 patent and claim 26 of the '664 patent), no order is explicitly required. To the extent that some limitations presuppose that one of the earlier limitations be performed, that (limited) required ordering is clear from the claim language itself and no construction is necessary. This is an issue that will be addressed by the experts.

Charles

---

**From:** Joshua Sohn [mailto:Joshuasohn@quinnemanuel.com]  
**Sent:** Tuesday, April 10, 2012 8:43 PM  
**To:** Monterio, Charles; David Perlson  
**Cc:** 'Noona, Stephen E.'; Emily O'Brien; zz-IPEngine; Antonio Sistos  
**Subject:** RE: any word?

Charles,

Sorry if my email was not clear, the "larger phrases containing 'scanning' and 'combining'" are terms that, at Plaintiff's request and to narrow the issues for claim construction, Defendants agreed not to construe in the *Markman* process. Defendants continue to believe that these larger phrases are indefinite. We merely have agreed that the indefiniteness issue need not be decided in the present Markman briefing. This why they were not on David's list. I trust this resolves any confusion.

Also, while I understand that Plaintiff may not agree to our proposal regarding order of steps we want to make sure that we understand Plaintiff's position. Is it Plaintiff's position that no order whatsoever is required in these method claims?

Best,

Josh

**Joshua Sohn**  
*Associate,*  
**Quinn Emanuel Urquhart & Sullivan, LLP**

50 California Street, 22nd Floor  
San Francisco, CA 94111  
415-875-6415 Direct  
415.875.6600 Main Office Number  
415.875.6700 FAX  
Joshuasohn@quinnemanuel.com  
[www.quinnemanuel.com](http://www.quinnemanuel.com)

NOTICE: The information contained in this e-mail message is intended only for the personal and confidential use of the recipient(s) named above. This message may be an attorney-client communication and/or work product and as such is privileged and confidential. If the reader of this message is not the intended