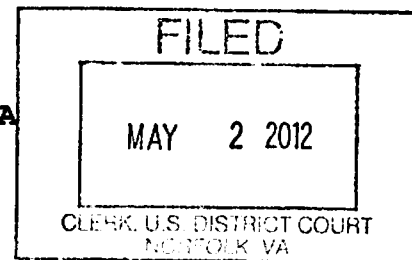


UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF VIRGINIA
Norfolk Division



I/P ENGINE, INC.,

Plaintiff,

v.

Case No. 2:11cv512

AOL, INC., et al.,

Defendants.

ORDER

Before the Court are a motion to compel (ECF No. 87) filed by defendant Google Inc. ("Google") on February 13, 2012, a motion to compel (ECF No. 104) filed by defendants Google and IAC Search & Media, Inc. ("IAC") on March 27, 2012, and a motion to compel (ECF No. 117) filed by plaintiff I/P Engine, Inc. ("I/P Engine") on April 11, 2012. The Court held a hearing on these three motions on May 1, 2012. The plaintiff was represented by Charles J. Monterio, Jr., Esq., Dawn Rudenko, Esq., and W. Ryan Snow, Esq. The defendants were represented by Emily C. O'Brien, Esq., and Stephen E. Noona, Esq. The official court reporter was Sharon Borden.

For the reasons stated on the record, the Court ORDERS the following:

1. Google's motion to compel (ECF No. 87) filed on February 13, 2012, is GRANTED. I/P Engine is DIRECTED to provide narrative answers to Interrogatories Nos. 1 and 9 within ten days of the date of this Order. I/P Engine shall provide definite priority,

conception, and reduction-to-practice dates, and it shall identify by name any individuals involved in conception and reduction-to-practice with respect to the '420 patent. The Court further FINDS that I/P Engine's prior response to these interrogatories was substantially justified, albeit inadequate.

2. Google's motion to compel (ECF No. 104) filed on March 27, 2012, is GRANTED in part and DENIED in part. I/P Engine is DIRECTED to supplement its infringement contentions on or before July 2, 2012. At a minimum, I/P Engine shall disclose its supplemental infringement contentions with respect to Google Search and Ask Sponsored Listings in light of Google's production of, and I/P Engine's review and analysis of, the custodial documents that are the subject of I/P Engine's motion to compel (ECF No. 117) filed on April 11, 2012. Both parties are reminded of their existing and continuing duty to supplement disclosures and discovery responses pursuant to Rule 26(e) of the Federal Rules of Civil Procedure. For the avoidance of doubt, this duty to supplement shall extend to any disclosures provided by the parties pursuant to their Stipulation of November 4, 2011 (ECF No. 106 attach. 1).

3. I/P Engine's motion to compel (ECF No. 117) filed on April 11, 2012, is GRANTED in part and DENIED in part. Google is DIRECTED to complete its production of responsive custodial documents on or before May 30, 2012. To the extent practicable,

Google shall produce these materials to I/P Engine on a rolling basis.

4. The parties shall bear their own costs.

IT IS SO ORDERED.


UNITED STATES MAGISTRATE JUDGE

Norfolk, Virginia

May 2, 2012