

Exhibit 12

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF VIRGINIA
NORFOLK DIVISION**

I/P ENGINE, INC.,

Plaintiff,

v.

AOL, INC. et al.,

Defendants.

Civ. Action No. 2:11-cv-512

**DEFENDANT GOOGLE INC.'S FIRST SUPPLEMENTAL OBJECTIONS AND
RESPONSES TO PLAINTIFF I/P ENGINE, INC.'S FIRST SET OF
INTERROGATORIES (NOS. 2-10)**

Pursuant to Federal Rules of Civil Procedure 26 and 33, Defendant Google Inc. hereby further objects and responds in writing to I/P Engine, Inc.'s First Set of Interrogatories as served on November 7, 2011.

GENERAL OBJECTIONS

Google makes the following general objections to each and every definition, instruction, and interrogatory made in I/P Engine's First Interrogatories to Google. Each of these objections is incorporated into the Specific Objections set forth below, whether or not separately set forth therein. By responding to any of the interrogatories or failing to specifically refer to or specify any particular General Objection in response to a particular interrogatory, Google does not waive any of these General Objections, nor admit or concede the appropriateness of any purported interrogatory or any assumptions contained therein.

1. Nothing in these responses should be construed as waiving rights or objections that might otherwise be available to Google nor should Google's responses to any of these

SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 8:

Subject to the foregoing general and specific objections, Google identifies the following documents previously produced by Google as showing that the asserted claims from the '420 and '664 patents are invalid: G-IPE-0217615 - G-IPE-0217641, G-IPE-0217642 - G-IPE-0217648, G-IPE-0217649 - G-IPE-0217672, G-IPE-0217673 - G-IPE-0217683, G-IPE-0217684 - G-IPE-0217693, G-IPE-0217694 - G-IPE-0217708, G-IPE-0217709 - G-IPE-0217756, G-IPE-0217757 - G-IPE-0217770, G-IPE-0217771 - G-IPE-0217780, G-IPE-0217781 - G-IPE-0217796, G-IPE-0217797 - G-IPE-0217813, G-IPE-0217814 - G-IPE-0217870, G-IPE-0217871 - G-IPE-0217956, G-IPE-0217957 - G-IPE-0217999, and G-IPE-0218000 - G-IPE-0218013.

Google served its Preliminary Invalidity Contentions on January 24, 2012. Google hereby incorporates those Contentions by reference and submits that its response to this Interrogatory also may be derived from those disclosures. Google reserves the right to amend and/or supplement its invalidity contentions if and when further information becomes available.

Google reserves its right to supplement, revise or render more specific its responses to Interrogatory No. 8, including during expert discovery.

INTERROGATORY NO. 9

Identify any system, and when it was developed, that Google intends to rely upon in this litigation as a non-infringing alternative to each Google system identified in response to Interrogatory No. 2 including, but not limited to, all facts, documents, communications and/or events which Google contends are pertinent thereto, and identify the persons having the most knowledge of such facts, documents, communications and/or events.

RESPONSE TO INTERROGATORY NO. 9:

Google incorporates here in response to this interrogatory its General Objections above by this reference. Google objects to this interrogatory on the grounds that: (i) it is overbroad and unduly burdensome, particularly to the extent that it seeks information from January 1, 2002 to the present and to the extent that it is not confined to those products that are reasonably accused in this case; (ii) it is vague and ambiguous with respect to the phrase "all facts, documents, communications and/or events;" (iii) it is compound and/or is comprised of subparts constituting more than one interrogatory; (iv) it seeks information that is irrelevant, immaterial or not reasonably calculated to lead to the discovery of admissible evidence; and (v) it is premature in given the vague nature of I/P Engine's infringement contentions to date. Google further objects to this interrogatory on the ground that it seeks proprietary, trade secret or other confidential or competitively sensitive business information. Google will only produce such relevant, non-privileged information subject to adequate protections for Google's confidential, trade secret and/or proprietary business or technical information via a protective order entered by the Court in this action.

Subject to the foregoing general and specific objections, Google responds that Google does not infringe any claim of the '420 or '664 Patents. Google further responds that in accordance with Federal Rule of Civil Procedure 33(d), all or part of the non-objectionable discovery sought may be obtained from documents that will be produced. Google reserves the right to supplement this interrogatory as its investigation continues, including after Plaintiff sets forth its allegations of infringement and identifies the claims of the '420 and '664 Patents that it intends to assert.

Google reserves its right to supplement, revise or render more specific its responses to Interrogatory No. 9, including during expert discovery.

SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 9:

Subject to Google's foregoing specific and general objections, Google has agreed to respond to this Interrogatory as if Interrogatory No. 2 referenced "Quality Score," instead of Relevance Score." In doing so, Google does not, however, agree that "Relevance Score" means the same as "Quality Score," and stands by its prior response on that point. Google directs Plaintiff to the following documents which were previously produced by Google that may be pertinent to the issue of non-infringing alternatives, although Google cannot be certain of the pertinence of these documents at this point in the litigation because of deficiencies in Plaintiff's infringement contentions including Plaintiff's failure to supplement its contentions to account for Google's production of technical documents: G-IPE-0000052 - G-IPE-0000058, G-IPE-0000105 - G-IPE-0000111, G-IPE-0000124 - G-IPE-0000128, G-IPE-0000179 - G-IPE-0000186, G-IPE-0000206 - G-IPE-0000215, G-IPE-0000224 - G-IPE-0000228, G-IPE-0000365 - G-IPE-0000375, G-IPE-0000382 - G-IPE-0000385, G-IPE-0000442 - G-IPE-0000474, G-IPE-0000546 - G-IPE-0000551, G-IPE-0000552 - G-IPE-0000566, G-IPE-0000689 - G-IPE-0000695, G-IPE-0000696 - G-IPE-0000699, G-IPE-0000762 - G-IPE-0000779, G-IPE-0000787 - G-IPE-0000792, G-IPE-0000838 - G-IPE-0000846, G-IPE-0000984 - G-IPE-0000988, G-IPE-0000989 - G-IPE-0000992, G-IPE-0000993 - G-IPE-0001003, G-IPE-0001045 - G-IPE-0001059, G-IPE-0001292 - G-IPE-0001301, G-IPE-0001309 - G-IPE-0001311, G-IPE-0001372 - G-IPE-0001379, G-IPE-0001382 - G-IPE-0001389, G-IPE-0001398 - G-IPE-0001409, G-IPE-0001417 - G-IPE-0001423, G-IPE-0001461 - G-IPE-0001465, G-IPE-0001467 - G-IPE-0001474, G-IPE-0001487 - G-IPE-0001499, G-IPE-0001500 - G-IPE-0001505, G-IPE-0001620 - G-IPE-0001627, G-IPE-0001656 - G-IPE-

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Google reserves its right to supplement, revise or render more specific its responses to Interrogatory No. 9, including during expert discovery.

INTERROGATORY NO. 10

Identify when and under what circumstances Google first became aware of the existence of the '420 or '664 Patents, and describe what action was taken by Google, including describing any subsequent reviews, studies, analyses or examinations of the '420 or '664 Patents, their scope, or their claims, including the date, author and recipients of such reviews, studies, analyses or examinations.

RESPONSE TO INTERROGATORY NO. 10:

Google incorporates here in response to this interrogatory its General Objections above by this reference. Google objects to this interrogatory on the grounds that: (i) it is overbroad and unduly burdensome; (ii) it is vague and ambiguous with respect to the phrase "aware of the existence of the '420 or '664 Patents;" (iii) it is compound and/or is comprised of subparts constituting more than one interrogatory particularly to the extent that it seeks information about two patents; and (iv) it seeks information that is irrelevant, immaterial or not reasonably calculated to lead to the discovery of admissible evidence. Google further objects to this interrogatory on the ground that it seeks privileged information and/or attorney work product.

Google will only produce such relevant, non-privileged information. Subject to the foregoing general and specific objections, Google responds that, while its investigation remains ongoing, at this time Google does not believe it was aware of either the '420 or '664 patents before this case was filed.

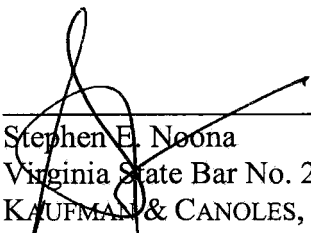
Google reserves its right to supplement, revise or render more specific its responses to Interrogatory No. 10, including during expert discovery.

SUPPLEMENTAL RESPONSE TO INTERROGATORY NO. 10:

Subject to Google's foregoing specific and general objections, Google responds that the '420 Patent was identified in a January 17, 2008 office action from the United States Patent and Trademark Office concerning Google Application No. 10/690,328, which cited the '420 Patent as prior art of record not relied upon, but still considered pertinent to the applicant's disclosure. Google, however, did not have actual knowledge of the contents of the '420 Patent at that time. Google first acquired knowledge of the content of the '420 Patent on or around September 15, 2011.

Google reserves its right to supplement, revise or render more specific its responses to Interrogatory No. 10, including during expert discovery.

DATED: February 13, 2012



Stephen E. Noona
Virginia State Bar No. 25367
KAUFMAN & CANOLES, P.C.
150 West Main Street, Suite 2100
Norfolk, VA 23510
Telephone: (757) 624.3000
Facsimile: (757) 624.3169
senoona@kaufcan.com

David Bilsker
David A. Perlson
QUINN EMANUEL URQUHART &
SULLIVAN, LLP
50 California Street, 22nd Floor
San Francisco, California 94111
Telephone: (415) 875-6600
Facsimile: (415) 875-6700
davidbilsker@quinnemanuel.com
davidperlson@quinnemanuel.com

Attorneys for Google Inc.

CERTIFICATE OF SERVICE

I hereby certify that on February 13, 2012, I will serve the foregoing by electronic mail to the following:

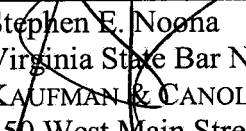
Jeffrey K. Sherwood
Kenneth W. Brothers
DICKSTEIN SHAPIRO LLP
1825 Eye Street NW
Washington, DC 20006
Telephone: (202) 420-2200
Facsimile: (202) 420-2201
sherwoodj@dicksteinshapiro.com
brothersk@dicksteinshapiro.com

Donald C. Schultz
W. Ryan Snow
Steven Stancliff
CRENSHAW, WARE & MARTIN, P.L.C.
150 West Main Street, Suite 1500
Norfolk, VA 23510
Telephone: (757) 623-3000
Facsimile: (757) 623-5735
dschultz@cwm-law.com
wrsnow@cwm-law.com
sstancliff@cwm-law.com

Counsel for Plaintiff, I/P Engine, Inc.

Stephen E. Noona
Virginia State Bar No. 25367
KAUFMAN & CANOLES, P.C.
150 West Main Street, Suite 2100
Norfolk, VA 23510
Telephone: (757) 624-3000
Facsimile: (757) 624-3169
senoona@kaufcan.com

*Counsel for Google Inc.,
Target Corporation,
IAC Search & Media, Inc., and
Gannet Co., Inc.*



Stephen E. Noona
Virginia State Bar No. 25367
KAUFMAN & CANOLES, P.C.
150 West Main Street, Suite 2100
Norfolk, VA 23510
Telephone: (757) 624.3000
Facsimile: (757) 624.3169
senoona@kaufcan.com