

EXHIBIT 1

Sarah Agudo

From: Brothers, Kenneth [BrothersK@dicksteinshapiro.com]
Sent: Thursday, December 20, 2012 10:54 AM
To: Noona, Stephen E.
Cc: David Perlson; Emily O'Brien; Sarah Agudo; zz-IPEngine; Donald C. Schultz (dschultz@cwm-law.com); 'W. Ryan Snow'
Subject: RE:

Steve:

I/P Engine does not agree to defer the briefing on the supplemental royalties issues. That issue is very important to I/P Engine, and we believe that it is appropriate for the Court's consideration at the same time as the JMOL issues. In addition, having the Court address the issue with the JMOLs allows it to be included in any issues on appeal, to the extent any party disagrees with the Court's decision.

Ken

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Dickstein Shapiro LLP

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From: Noona, Stephen E. [<mailto:senoona@kaufcan.com>]
Sent: Thursday, December 20, 2012 12:19 PM
To: Brothers, Kenneth; Donald C. Schultz (dschultz@cwm-law.com); 'W. Ryan Snow'; Monterio, Charles
Cc: David Perlson; Emily O'Brien (emilyobrien@quinnemanuel.com); Sarah Agudo (sarahagudo@quinnemanuel.com)
Subject:

Ken: Along with our pushing back of the response timing on other matters pending the resolutions of the various post-judgment motions, would you all be agreeable generally delaying responses and replies on the supplemental royalties issues until after the post-judgment motions have been resolved? Since both parties have crossed moved for various JMOL's and other motions, this may make sense. Let me know,...SEN.

p.s. I am around if you want to talk about CR,...SEN.

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