
From: Jeff Andrews <JAndrews@SMD-IPLaw.com>
Sent: Monday, July 11, 2016 9:29 PM
To: McClellan, Doug
Cc: LSPI BH FC; Bob McAughan; Bruce Cannon; Chris Lonvick; Jill Senn
Subject: LSPI v BHI--BHI's supplemental invalidity contentions
Attachments: BHI's Supplemental Invalidity Contentions-20160711 to LSPI.pdf; ATT00001.htm

Doug,

Attached is a draft version of Baker Hughes' Supplemental Invalidity Contentions that we plan to serve on Lubrizol. The supplemental material / modified material is indicated in red text. You will note that the only substantive changes are the addition of invalidity arguments.

These supplemental arguments are made in response to statements made by LSPI in its Preliminary Response to Petition for *Inter Partes* Review of the '118 Patent, filed on July 6, 2016. As these LSPI statements were made after the Local P.R. 3-3 deadline and could not have been anticipated, Baker Hughes believes that good cause exists to permit the supplementing of its Preliminary Infringement Contentions pursuant to Local P.R. 3-7(b).

Please let us know if LSPI will agree not to oppose Baker Hughes' motion to serve these supplemental invalidity contentions. If LSPI agrees not to oppose, we will circulate a draft unopposed motion for your review.

Thank you.

Jeff



Jeffrey A. Andrews • Principal
Sutton McAughan Deaver PLLC
713.800.5705 • smd-iplaw.com