IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

Chervon (HK) Limited, Chervon North America, Inc., Plaintiffs, v. One World Technologies, Inc., Techtronic Industries Co. Ltd., Defendants.	Case No. 19-1293-LPS

DEFENDANTS' OBJECTIONS AND RESPONSES TO PLAINTIFFS' SECOND SET OF INTERROGATORIES (NOS. 8-11)

Pursuant to Federal Rules of Civil Procedure 26 and 33, Defendants One World Technologies, Inc. and Techtronic Industries Co. Ltd. (collectively, "One World") set forth their objections and responses to Plaintiffs Chervon (HK) Limited and Chervon North America, Inc.'s (collectively, "Chervon") Second Set of Interrogatories (the "Interrogatories") as follows:

PRELIMINARY STATEMENT

1. One World's responses to Chervon's Interrogatories are made to the best of One World's present knowledge, information and belief. One World reserves the right to supplement and amend these responses should future investigation indicate that such supplementation or amendment is necessary. One World's responses should in no way be considered prejudicial in relation to further discovery, research, analysis or production of evidence.

2. One World's responses are made solely for the purpose of and in relation to this action. Each response is given subject to all appropriate objections including, but not limited to, objections concerning privilege, competency, relevancy, materiality, propriety and admissibility. All objections are reserved and may be interposed at any time.

3. One World incorporates by reference each and every general objection set forth below into each and every specific response. From time to time a specific response may repeat a general objection for emphasis or some other reason. The failure to include any general objection in any specific response shall not be interpreted as a waiver of any general objection to that response.

4. By responding to Chervon's Interrogatories, One World does not waive any objection that may be applicable to: (a) the use, for any purpose, by Chervon of any information or documents given in this response to Chervon's Interrogatories; or (b) the admissibility, relevancy or materiality of any of the information or documents at issue in this case.

GENERAL OBJECTIONS

5. One World objects to each and every Interrogatory, and to Chervon's instructions and definitions, to the extent that they purport to impose additional burdens or duties on One World that exceed the scope of reasonable and permissible discovery under the Federal Rules of Civil Procedure or the Local Rules for the District of Delaware.

6. One World objects to each and every Interrogatory to the extent it seeks information or documents protected by the attorney-client privilege, the attorney work product immunity doctrine, or any other applicable law, protection or doctrine. Nothing contained herein is intended to be or should be construed as a waiver of the attorney-client privilege, the attorney work product protection or any other applicable privilege, protection, or doctrine.

7. One World objects to each and every Interrogatory to the extent it seeks the disclosure of confidential information or documents prior to the entry of a protective order in this matter. One World will not agree to produce confidential information or documents until a protective order is entered.

8. One World objects to the definition of "You," "Your," "One World," or "Defendants" as vague, overly broad, and beyond the scope of discovery, and to the extent these definitions are deemed to include any other entity beyond One World Technologies, Inc. or Techtronic Industries Co. Ltd. One World will treat all references to "You," "Your," "One World," or "Defendants" as meaning "One World Technologies, Inc. or Techtronic Industries Co. Ltd."

9. One World objects to the definition of "Accused Product," to the extent it seeks information beyond the specifically identified accused products in Chervon's Complaint and/or forthcoming infringement contentions, as overly broad and outside the scope of this litigation.

10. Any failure to repeat all or any part of the General Objections in a specific response shall not constitute a waiver or relinquishment of such objection.

11. These General Objections are incorporated in full into each response below.

Subject to these general objections, and subject to additional objections made to specific Interrogatories below, One World responds as follows:

SPECIFIC OBJECTIONS AND RESPONSES

INTERROGATORY NO. 8:

For each Asserted Claim and each Accused Product identified in Plaintiffs' initial infringement contentions, identify on an Asserted Claim-by-Asserted Claim basis all claim limitations or elements You admit or do not dispute are present in the Accused Products, and all claim limitations or elements You contend are absent from the Accused Products, setting forth in detail the basis for any contention that a limitation or element is absent, including any specific evidence that You assert proves or demonstrates that a particular claim limitation or element is not present in any Accused Product.

RESPONSE TO INTERROGATORY NO. 8:

One World objects to this Interrogatory as improper to the extent it seeks information protected by the attorney-client privilege and/or work-product doctrine. One World further objects to this Interrogatory as compound as it has multiple discrete subparts. One World further

objects to this Interrogatory as Plaintiff's definition of "accused products" fails to identify the accused products with particularity. One World further objects to this Interrogatory as premature because this investigation is in its early stages, and One World is still developing its defenses. One World further objects to this Interrogatory as wrongly shifting the burden of proof to One World.

Subject to and without waiving any general and specific objections, One World responds to this Interrogatory as follows:

One World denies infringement of any claims of any of the Patents-in-Suit. This litigation is in an early stage, and One World's investigation is ongoing. One World will present its burden of proof contentions and its non-burden of proof contentions at the appropriate time as dictated by the Scheduling Order or as otherwise agreed by the parties. One World reserves the right to supplement or amend its response as discovery and inquiry continue.

INTERROGATORY NO. 9:

Identify and describe all facts and information relating to any customer complaints, injuries, lawsuits, malfunctions, consumer warnings, consumer certifications, consumer notifications, product recalls, and/or any other safety-related issues involving any Accused Product.

RESPONSE TO INTERROGATORY NO. 9:

One World objects to this Interrogatory as seeking information that is not relevant to the claims or defenses in this action. One World further objects to this Interrogatory as overly broad and unduly burdensome to the extent it seeks information that is publicly available and/or already in Plaintiff's possession, custody, or control. One World further objects to this Interrogatory as being overly broad and unduly burdensome, and not proportional to the needs of the case. One World further objects to this Interrogatory as improper to the extent it seeks information protected by the attorney-client privilege and/or work-product doctrine. One World

further objects to this Interrogatory as overly broad and unduly burdensome as it seeks information regarding "all" facts and information. One World further objects to this Interrogatory as vague as to the terms "customer complaints," "injuries," "consumer certifications," "consumer notifications," and "other safety-related issues." One World further objects to this Interrogatory as Plaintiff's definition of "accused products" fails to identify the accused products with particularity.

Subject to and without waiving any general and specific objections, One World responds to this Interrogatory as follows:

One World is not aware of any injuries, lawsuits, consumer warnings, consumer certifications, consumer notifications, product recalls, and/or any other safety-related issues involving any of the Accused Products. One World will produce responsive, non-privileged documents pursuant to F.R.C.P. 33(d), if any exist, from which information sought by this interrogatory can be ascertained, to the extent such documents relate to accused features or components. One World reserves the right to supplement or amend its response as discovery and inquiry continue.

INTERROGATORY NO. 10:

Identify, on an Accused Product-by-Accused Product basis, each Person or Entity who manufactures, imports, offers for sale, sells, and/or supplies each Accused Product (including components and materials for each Accused Product), including the names of all distributors and all online and retail stores in the United States through which Defendants offer for sale and/or sell the Accused Products, and state the locations where each Accused Product (including components and materials for each Accused Product) has been manufactured, imported from, offered for sale, sold, or supplied by or for Defendants.

RESPONSE TO INTERROGATORY NO. 10:

One World objects to this Interrogatory as overly broad and unduly burdensome because it seeks information regarding "each" Person or Entity. One World further objects to this Interrogatory as compound as it has multiple discrete subparts. One World further objects to this

Interrogatory as Plaintiff's definition of "accused products" fails to identify the accused products with particularity. One World further objects to this Interrogatory as overly broad and unduly burdensome to the extent it seeks information that is publicly available and/or already in Plaintiff's possession, custody, or control. One World further objects to this Interrogatory as being overly broad and unduly burdensome, and not proportional to the needs of the case.

Subject to and without waiving any general and specific objections, One World responds to this Interrogatory as follows:

All of the Accused Products are manufactured by Techtronic Industries (Dongguan) Co. Ltd. and Techtronic Industries Vietnam Manufacturing Company Limited:

Techtronic Industries (Dongguan) Co. Ltd
No.1, Chuang Ke Road
Hou Jie Town Industrial Park
Hou Jie Town, Dongguan City
Guang Dong Province 523945

Techtronic Industries Vietnam Manufacturing Company Limited
9A VSIP II-A, Street 27
Singapore IIA Industrial Zone
Tan Uyen Town,
VIETNAM

All of the Accused Products are imported and distributed by Homelite Consumer Products, Inc.:

Homelite Consumer Products, Inc.
100 Innovation Way
Anderson, SC 29621

The Home Depot is the only authorized retailer of all the Accused Products. One World will produce responsive, non-privileged documents pursuant to F.R.C.P. 33(d), if any exist, from which information sought by this interrogatory can be ascertained. One World reserves the right to supplement or amend its response as discovery and inquiry continue.

INTERROGATORY NO. 11:

Identify and describe in detail any communication between You and any Person or Entity relating to Chervon, any of the Patents-in-Suit, or the Litigation.

RESPONSE TO INTERROGATORY NO. 11:

One World objects to this Interrogatory on the grounds that it seeks information that is not relevant to the claims or defenses in this action. One World further objects to this Interrogatory to the extent it requests information regarding products or services outside of the scope of this case. One World further objects to this Interrogatory as being overly broad and unduly burdensome, and not proportional to the needs of the case. One World further objects to this Interrogatory as overly broad and unduly burdensome because it seeks information regarding "any" communication, "any" Person, and "any" Entity relating to Chervon, and "any" of the Patents-in-Suit. One World further objects to this Interrogatory as improper to the extent it seeks information protected by the attorney-client privilege and/or work-product doctrine.

Subject to and without waiving any general and specific objections, One World responds to this Interrogatory as follows:

One World is willing to meet and confer to narrow the scope of this Interrogatory.

Dated: March 16, 2020

DLA PIPER LLP (US)

/s/ Denise S. Kraft

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CERTIFICATE OF SERVICE

I, Denise S. Kraft, do hereby certify that on this 16th day of March, 2020, I caused a true and correct copy of the foregoing **DEFENDANTS' OBJECTIONS AND RESPONSES TO PLAINTIFFS' SECOND SET OF INTERROGATORIES (NOS. 8-11)** to be served on the following attorneys of record in the manner indicated:

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