From: Taylor, David <dtaylor@exegy.com>
Sent: Thursday, January 14, 2021 8:08 AM

**To:** Thomas, Michael

Cc:Cutler, Matthew; Franklin, Charlie; MTGroupSubject:RE: '115 IPR [HDP-stl\_legal.FID1324768]

## EXTERNAL EMAIL

Thanks, Mike. We are still digging through old documents. I will get back to you shortly on this.

David

From: Thomas, Michael

Sent: Wednesday, January 13, 2021 3:23 PM

To: Taylor, David

**Cc:** Cutler, Matthew; Franklin, Charlie; MTGroup **Subject:** RE: '115 IPR [HDP-stl\_legal.FID1324768]

David,

This is a follow up to our emails below (regarding item 1 in my initial email).

If Exegy can prove an actual reduction to practice (RTP) of the claimed invention before the Parsons publication date, we can eliminate Parsons as prior art.

If the claimed invention was not reduced to practice before Oct 2, 2008, we will need evidence proving conception of the claimed invention before Oct 2, 2008.

Types of evidence that may

demonstrate conception include lab notebooks, invention disclosure forms, presentation slides, testing results, photographs of prototypes, emails, metadata associated with documents/folders (e.g., showing when the documents/folders were created, accessed, modified, etc.), minutes from meetings (e.g., R&D meetings, team meetings, board meetings, progress meetings, etc.).

Regards, Mike