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13 TWILIO INC.

14 **UNITED STATES DISTRICT COURT**

15 **NORTHERN DISTRICT OF CALIFORNIA – SAN JOSE**

16 TWILIO INC.,  
17 Plaintiff,  
18 vs.  
19 TELESIGN CORPORATION,  
20 Defendant.

Case No. 5:16-CV-06925-LHK

**PLAINTIFF TWILIO INC.’S FOURTH  
AMENDED OBJECTIONS AND  
RESPONSES TO DEFENDANT  
TELESIGN’S FIRST SET OF  
INTERROGATORIES (NOS. 1-13)**

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1 Discovery in this case is ongoing, and Twilio explicitly reserves the right to supplement  
2 or amend its response to this interrogatory as discovery and Twilio's investigation in this case  
3 proceeds, including by supplementing this response in accordance with Fed. R. Civ. P. 33(d).

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5 **INTERROGATORY NO. 13:** Describe with Full Particularity Your claim that any Twilio  
6 products actually practice the claimed inventions, including charts identifying specifically, on a  
7 limitation-by-limitation basis, where and how each alleged claim is practiced, including each  
8 claim and each Twilio product identified in Twilio's Disclosure of Asserted Claims and  
9 Infringement Contentions, p. 5.

10 **RESPONSE:** In addition to the objections set forth in the General Objections, Twilio objects to  
11 this interrogatory as exceeding the number of permissible interrogatories. Twilio also objects to  
12 this interrogatory as overly broad, unduly burdensome, and not proportional to TeleSign's needs  
13 in the case to the extent it seeks "all facts" and "all documents" (*see* definition of Full  
14 Particularity). To the extent TeleSign seeks "all facts" and "all documents" not in relation to a  
15 contention integratory, Twilio counts this as two separate interrogatories. Twilio further objects  
16 to this interrogatory as improperly seeking Twilio's contentions. Twilio objects to this  
17 interrogatory as overly broad, unduly burdensome, and not proportional to TeleSign's needs in  
18 the case to the extent it requires information on a limitation-by-limitation basis where a more  
19 general identification would suffice for TeleSign's needs in the case.

20 Twilio further objects to this interrogatory to the extent it requires expert opinion and  
21 analysis and to the extent it prematurely seeks expert discovery. Twilio will produce its expert  
22 reports in accordance with the scheduling order in this case.

23 Twilio further objects to the extent this Interrogatory is compound. TeleSign requests  
24 that Twilio "[d]escribe with Full Particularity Your claim that any Twilio products actually  
25 practice the claimed inventions", however Twilio's Infringement Contentions identify 10  
26 separate products that practice the claimed inventions. As framed, Twilio counts one claim per  
27 product to be a separate Interrogatory. This Interrogatory is overly broad, unduly burdensome,  
28 and not proportional to TeleSign's needs in the case to the extent it requests Twilio to create 240

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claim charts.

Twilio will not provide charts identifying specifically, on a limitation-by-limitation basis, where and how each alleged claim is practiced, including each claim and each Twilio product identified in Twilio’s Disclosure of Asserted Claims and Infringement Contentions. Instead, pursuant to Federal Rule of Civil Procedure 33(d), Twilio will identify relevant documents that describe each of Twilio’s products that practice the asserted claims. As such, Twilio states that pursuant to Federal Rule of Civil Procedure 33(d), information responsive to this interrogatory may be found in the following documents:

<u>Twilio Product</u>	<u>Bates Range</u>
Two Factor Authentication	TW_00195069 - TW_00195081; TW_00223881; TW_00223886 - TW_00223888; TW_00223970 - TW_00223977; TW_00224052 - TW_00224054; TW_00224396 - TW_00224402; TW_00224515; TW_00224525 - TW_00224529; TW_00224946 - TW_00224986; TW_00226496 - TW_00226503
Notify	TW_00226480 - TW_00226838
Synch	TW_00195069 - TW_00195081; TW_00223600 - TW_00226107
Elastic SIP Trunking	TW_00222493 - TW_00222662
Task Router	TW_00147375 - TW_00147553; TW_00157573 - TW_00157668; TW_00158676 - TW_00158768; TW_00223889 - TW_00223894; TW_00224008 - TW_00224012;

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	TW_00224289 - TW_00224293; TW_00224885 - TW_00224885; TW_00225499 - TW_00225572; TW_00226739 - TW_00226739; TW_00227135 - TW_00227143
Programmable Wireless	TW_00228078 - TW_00228168
Programmable Video	TW_00228359 - TW_00228417
Programmable Voice	TW_00114081 - TW_00114255; TW_00147375 - TW_00147459; TW_00147460 - TW_00147553; TW_00222547 - TW_00222555; TW_00223130 - TW_00223153; TW_00223767 - TW_00223773; TW_00224858 - TW_00224860; TW_00225658 - TW_00225662; TW_00226809 - TW_00226811; TW_00227162 - TW_00227180; TW_00227222 - TW_00227261; TW_00227400 - TW_00227402; TW_00228229 - TW_00228235; TW_00228348 - TW_00228352
Programmable SMS	TW_00226839 - TW_00227402
Programmable Chat	TW_00154287 - TW_00154370; TW_00160901 - TW_00160984; TW_00161070 - TW_00161159; TW_00222663 - TW_00226479

In addition to the following identifying documents, and pursuant the Court’s Order, ECF.

1 No. 159, Twilio “identi[fies] its products that it contends embody the asserted claims and which  
 2 claims are embodied in which products” in the chart below. Programmable Wireless,  
 3 TaskRouter, and Sync products can be implemented in conjunction with the products listed  
 4 below.

Twilio Product	Asserted Claims
Programmable Voice	'376 Patent, Claims 1–3, 14, 17, 19 '465 Patent, Claims 1–5, 9 '021 Patent, Claims 1–3, 6, 7, 11
Programmable Video	'376 Patent, Claims 1-3, 14, 17, 19 '021 Patent, Claims 1–3, 6, 7, 11 '465 Patent, Claims 1, 2, 4, 5, 9
Elastic SIP Trunking	'376 Patent, Claims 1–3, 14, 17, 19 '021 Patent, Claims 1–3, 6, 7, 11 '465 Patent, Claims 1–5, 9
Programmable SMS	'376 Patent, Claims 1–3, 5, 14, 17, 19 '021 Patent, Claims 1–3, 6, 7, 11, 12 '465 Patent, Claims 1–5, 9
Programmable Chat	'376 Patent, Claims 1–3, 14, 17, 19 '021 Patent, Claims 1–3, 6, 7, 11, 12
Notify	'376 Patent, Claims 1–3, 5, 14, 17, 19 '021 Patent, Claims 1–3, 6, 7, 11, 12
Two Factor Authentication	'376 Patent, Claims 1–3, 5, 14, 19 '021 Patent, Claims 1–3, 6, 7, 11, 12 '465 Patent, Claims 1–5, 9

17 Twilio further states that discovery in this case is ongoing, and Twilio reserves the  
 18 right to supplement or amend its response to this interrogatory as discovery and Twilio’s  
 19 investigation in this case proceeds, including by supplementing this response in accordance with  
 20 Fed. R. Civ. P. 33(d).

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