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March 11, 2013

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**VIA ELECTRONIC SUBMISSION**

The Honorable Paul S. Grewal  
San Jose Courthouse, Courtroom 5 - 4th Floor  
280 South 1st Street  
San Jose, CA 95113

Re: *Acer Inc., et al. v. Technology Properties Ltd., et al., Case No.: 5:08-cv-00877-PSG (U.S.D.C., N.D. Cal)*

Dear Judge Grewal:

Pursuant to the Court's March 7, 2013 order, this letter sets forth the steps Acer, Inc., Acer America Corporation, and Gateway, Inc. (collectively, "Acer") took to comply with this Court's February 8, 2013 Order, requiring in relevant part, "Acer to complete production of documents discussed in court by 2/15/2013 at 5:00 p.m." [Docket # 407.] Acer believes that it has fully complied with the Court's Order, and hopes that the detailed description below clarifies any misunderstanding with respect to Acer's efforts and compliance with the Court's orders.

**I. OVERVIEW**

Acer has made extensive and exhaustive efforts to produce all board level schematics, block diagrams, and similar technical documents relating to the 53 accused products<sup>1</sup> in this litigation. Acer has conducted a painstaking review of its network computer systems (including back up systems), paper file storage, and investigated dozens of employees' individual computers and offices for responsive documents. Acer has further reached out to third parties, whom Acer has no control over, in efforts to obtain responsive documents. By February 15, Acer produced all of the remaining technical documentation within its possession, custody and control that it located after this extensive search. Acer believes that it completed the production of all its documents by that time.

Acer understood that the Court's February 8 Order required it to produce all technical documents within its possession, custody or control by February 15. Acer believed, however,

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<sup>1</sup> Of the 53 originally accused products, the parties have narrowed the list to 44 accused products. Of those 44 remaining products, 19 are Gateway products (Gateway no longer exists), and 25 are Acer products.

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that because the Court extended discovery to March 1, the order did not foreclose Acer from seeking additional documents from third parties during the discovery period without leave of this Court. Accordingly, Acer continued to communicate with third party ODMs in an effort to obtain board level schematics and block diagrams that Acer had been unable to locate.<sup>2</sup>

To the extent that Acer misunderstood the Court's directives, Acer apologizes and respectfully requests that the Court provide relief from the February 15, 2013 deadline to continue its efforts to obtain any missing block diagrams and schematics from third party sources while discovery is open. To be clear, Acer believes that it has complied with the Court's February 8 Order and did produce all such documents within its possession, custody, or control by February 15.

In order to understand Acer's efforts to comply with the Court's order, it is important to first appreciate the structure of Acer to fully appreciate Acer's efforts in complying with the Court's order. Acer is a publicly traded Taiwanese corporation that employs nearly 8,000 people worldwide. Acer is the fourth largest PC and third largest notebook seller in the world. Acer, however, is a brand company that sells computer products (branded either Acer, Gateway or Packard Bell). Acer does not manufacture products and never manufactured any of the accused computer products in this case, let alone the individual chipsets which are the actual accused instrumentalities within various components in these products. Rather, Acer is involved in marketing, sales, and distribution of products. It provides high level specifications for the look and feel of products that it wants to introduce, and includes some level of specificity about the form factor and features of those products.

Third party companies, called "Original Design Manufacturers" or "ODMs", are responsible for designing and manufacturing the actual computer products for Acer. These ODMs consist of companies such as Foxconn, Quanta, Compal, Wistron, Pegatron, Elite Group and MSI. Together, such ODMs manufacture the majority of the world's computer and smartphone products.<sup>3</sup> Acer has contractual relationships with these companies to build computer products. These companies, in turn, are responsible for sourcing the individual components for the computer systems they sell to Acer from other third party component manufacturers. For example, Foxconn may decide to buy hard drives from Seagate to put into Acer ordered desktop computers. Most times, Acer does not require the ODMs to use specific

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<sup>2</sup> Though TPL has never brought a motion to compel against Acer in this action, Acer understands that TPL disputes whether third party ODMs had no contractual obligation to provide schematics and block diagrams to Acer on-demand. TPL's position misconstrues Acer documents and testimony. Consistent with Acer's position that the ODMs are not obligated to provide the documents, the reaction of the ODMs to Acer's request has been mixed. Some ODMs provided documents, others indicated a willingness to produce in response to a subpoena, and others have indicated they do not intend to produce documents under any circumstances.

<sup>3</sup> <http://www.pcmag.com/article2/0,2817,2349739,00.asp> (July 6, 2009).

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component manufacturers. Thus, Foxconn may use a Western Digital hard drive in place of Seagate drives. Often times this is driven by spot market changes in component prices, which means that various product lines may have different component parts in them. These third party ODMs create, develop, and maintain the block diagrams and board level schematics

Here, the accused instrumentalities are chipsets within these computer components – not the computer systems that Acer sells. For example, TPL has accused chipsets located within hard drives, LAN controllers, Ethernet controllers, and graphics processors that are a small portion of the desktop, laptop, server, or peripheral that Acer sells. These chipsets are manufactured by other companies that are unaffiliated with either Acer or its ODMs. For example, some of the accused chipsets were manufactured by LSI, Broadcom, Samsung, Qualcomm, Texas Instruments and so on.

Like Acer, Gateway was a brand company, but given its location and interaction with component manufacturers, it provided little direction to ODMs regarding the computer products sold by Gateway. Ultimately, Acer merged with Gateway in October 2007. All of the Gateway accused products were designed, introduced, and produced prior to this merger. Acer had no relationship with Gateway, and thus had no control over it prior to the merger.

In 2010 and 2011, Acer had already searched for and produced board level schematics, block diagrams, and similar technical documents and had produced the entire contents of its centralized database for such technical documentation. However, as detailed below, between January 11 and February 15, Acer conducted widespread and exhaustive searches for any remaining documents in its possession, custody or control and produced all such additional documents that were found by February 15.

Because Acer could not locate all the block diagrams and board level schematics for all accused products, to mitigate any possible prejudice to TPL, Acer also sought such documents from third parties, including the ODMs. Although Acer does not believe that it has any legal or practical right to demand documents from these third parties, it nevertheless conducted numerous and intensive efforts with these third parties in an effort to obtain these documents and as a further good-faith effort to comply with the Court's Orders. TPL has long known about these third parties, yet even today, TPL has made no efforts to obtain *any* documents from Acer's ODMs.

As recognized in TPL's motion for an extension of time, Acer has kept TPL apprised of its efforts to obtain schematics from third parties such as the ODMs. There have been several meet and confer discussions with TPL regarding Acer's efforts, and TPL has not voiced an objection to receiving documents Acer procures from third parties after February 15 so long as discovery remained open. Consistent with TPL's most recent motion for extension of the discovery cut-off, Acer understood that the parties were in agreement to at least extend the fact

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discovery cut-off to allow Acer to produce any such additional documents it received from the ODMs or other third parties.

Acer has now obtained from third parties a significant number of the block diagrams and board-level schematics for the accused Acer and Gateway products that Acer was unable to locate through internal searches. A full accounting of that production is detailed below.

## II. CHRONOLOGY

### **Productions and Meet and Confers During 2010-2011**

Acer began large scale document production in 2010. When making its initial document production, Acer searched its central repository for technical documents – its “PLM” database. The PLM (Product Lifecycle Management) database, is a Lotus-Notes database that maintains a variety of documentation related to each of the products that Acer sells. It includes e-mail, sales and marketing information, and any technical documentation that Acer maintains relating to those products – including bills of materials, block diagrams, user and service guides, and schematics. Acer began developing the PLM database in 2008. Prior to that time, documents were kept in an ad hoc, decentralized manner by various individuals on non-networked computers. Within Acer, employees were directed to upload all their individually maintained documentation into the newly created PLM database.

In Acer, product managers create a project on the PLM database to manage a new product’s lifecycle. There are hundreds of tasks from kick-off to mass production that occurs during a product’s lifecycle. Various employees at Acer, such as product managers, engineers, industrial designers, and so on add documents to the PLM database according to their tasks such that all product design and testing documents will be stored there. The PLM database is organized by project and may be queried by either project name or by keyword.

In an effort to make a full and complete production, Acer produced the *entire contents* of its PLM database related to the 53 accused products in 2010. This document production consisted of approximately 13.8 GB of native documents, with over 16,000 files (ACER013067-020057). It was completed on July 1, 2010.

The documents that are the subject of the Court’s February 8 Order were the subject of meet and confers with TPL’s prior counsel starting in December 2010, and Acer believed a resolution was reached in August 2011. During those discussions, TPL asserted that there were two categories of documents that TPL believed Acer had not completely produced: documents pertaining to the accused chips (“chip-level documents”) and documents pertaining to the particular Acer products that contained those accused chips (“product-level documents”).

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Acer advised TPL that while Acer did not manufacture the accused Acer products and the accused chips used within those products, it would search for all of the chip-level and product-level documents it had in its possession, custody and control. As a result, between January and June 2011, Acer made several supplemental productions to TPL, including board level schematics for some, but not all, of the accused products. Specifically, in the 2010-2011 time period, Acer produced at least detailed block diagrams and schematics for the accused Acer Notebook Travelmate 4210, 4270 and 4670, and Aspire 5620 and 5670; the Acer Notebook - Aspire One; and the Acer Notebook Travelmate 6292-6700.<sup>4</sup>

During these 2010-2011 discussions, Acer similarly advised TPL that Gateway did not manufacture the accused Gateway products or the accused chips used within those products, and Gateway did not maintain product-level documents, such as schematics and block diagrams, for the accused products in the ordinary course of business. Thus, while Gateway was able to produce detailed bill of materials (BOMs) for most of the accused Gateway products, as expected, Gateway did not have any board-level block diagrams and schematics in its possession, custody or control.<sup>5</sup>

Through these extensive discussions with TPL's prior counsel, Acer understood that the chip-level documents were the most important to TPL, because the asserted claims are directed to allegedly novel features of microprocessor chips. Because Acer does not maintain chip-level documents in the ordinary course of business, Acer repeatedly suggested that TPL subpoena the third party chip manufacturers and ODMs, respectively, to ensure that TPL received whatever chip-level and product level documents it believed were necessary to support its infringement claims.

Among the topics discussed with TPL in 2010-2011 was whether Acer had a duty to seek responsive documents from its ODMs. Acer contended it had no such duty because the ODMs are third parties having no legal obligation to provide the documents.

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<sup>4</sup> Acer also located from third party sources and produced the service guide, which contained a system block diagram for the accused Acer Notebook Travelmate 4210, 4270 and 4670, and Aspire 5620 and 5670 products, which also contained the system block diagram, on February 15, 2013. Acer obtained the block diagram and schematics for the Acer Notebook - Aspire One and re-produced them on March 8, 2013. Likewise, Acer obtained the block diagrams and schematics for the Acer Notebook Travelmate 6292-6700 from third party sources and reproduced them on February 15, 2013 and March 11, 2013, respectively.

<sup>5</sup> TPL has never contended that Gateway has had a legal right to demand that its ODMs provide schematics and block diagrams on demand for the accused Gateway products. TPL has never cited any documents or deposition testimony that would establish such an obligation with respect to Gateway.

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In early 2011, TPL subpoenaed the manufacturers of the accused chips and obtained chip-level documents from many of them by mid-2011. However, TPL never subpoenaed any Acer or Gateway ODMs.

By August 2011, TPL had stopped pursuing further production of the product-level documents. No motion to compel such documents from Acer or to compel Acer to request documents from its ODMs has ever been brought in this action. Instead, between June and August 2011, the discussions between TPL and Acer turned away from the adequacy of Acer's production of product-level documents to the searchability of the documents produced. As part of those discussions Acer identified at least 426,000 responsive documents when using search parameters identified by TPL, including using the accused Acer product names/model numbers, project nicknames, and the names and models of the accused chips.

After facilitating several discussions between the parties' respective IT personnel and vendors, it appeared that any remaining perceived deficiencies in Acer's document productions could be cured by the provision of a new overlay/load file that would include OCR capability and searching of the specifically identified metadata fields. This file was delivered to TPL's prior counsel on August 5, 2011. After this file was delivered, there were discussions with TPL's prior counsel regarding other discovery issues, such as the production of documents related to any contractual agreements with suppliers of the accused chips and suppliers of hard drives that contain those chips. However, there were no further discussions concerning a lack of "chip-level" and "product-level" documents in Acer's productions or concerning the searching those productions.

Since TPL's prior counsel did not raise the issue again with Acer or file a motion to compel, Acer formed a good faith belief that these issues had been resolved as of August 2011.

#### **January 2013 Stipulations and February 2013 Motion for Continuance**

In the fall of 2011, TPL substituted new counsel. Through the balance of 2011 and all of 2012, TPL's new counsel failed to raise any issue regarding the adequacy of Acer's product-level document production.

Over the 2012 Christmas holidays, TPL's counsel sought to extend the discovery deadlines. The first extension was by stipulation to February 8, 2013.

In January 2013 and early February 2013, Acer 30(b)(6) witnesses were deposed. Based on that testimony, TPL's current counsel re-opened the issue of Acer's production of product-level documents.

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TPL sought a further extension of the discovery cut-off and a continuance of the trial date, asserting a need for those product-level documents that Acer had not been able to locate earlier. Acer indicated a willingness to do still another search for such documents and to produce what could be found, but Acer did not agree to the continuance.

TPL brought a motion to continue the trial date on February 5, 2013. Pursuant to Local Rule 7-11(b), Acer's opposition was due Monday, February 11. On February 7, TPL sought to shorten time, and Acer opposed. The Court ordered a telephonic status conference at the end of the day on Friday, February 8, and after hearing oral argument, continued the trial date, extended discovery, and ordered Acer to complete its production of certain documents by February 15, 2013.

#### **Acer Supplemental Search and Production Prior to February 15, 2013**

Between early January 2013 (in response to TPL's renewed demands) and continuing February 15, 2013 (in response to the Court's February 8 Order), Acer's counsel worked with Acer on conducting additional searches for product-level documents relating to the accused Acer products<sup>6</sup>, including but not limited to: (1) user guides; (2) service guides; (3) board-level block diagrams; (4) main board layouts with descriptions and component locations; (5) daughter board connector pin assignments and descriptions; and (6) main board and daughter board schematics.

First, Acer conducted a search of its submissions to the Federal Communications Commission (FCC) to find any technical documentation that Acer submitted to the FCC regarding the accused products. Acer located additional documentation and produced those documents immediately after they were discovered.

Second, Acer counsel flew to Taiwan in January to conduct a personal on-site investigation for additional technical documentation including an extensive search for board level schematics, block diagrams, and other technical documentation. Acer's counsel interviewed in-house counsel and individual custodians (including product managers for the various accused products) to ensure that proper searches for responsive documents had been conducted, and that the PLM database was once again searched for technical documentation relating to the accused products.

Third, also in January, Acer began reaching out to its ODMs for production of the same categories of documents for the accused products. The ODMs Acer contacted in this regard are:

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<sup>6</sup> Through meet and confer discussions between the parties, TPL agreed to drop the following nine accused products due to being either third party products or not being sold by Acer or Gateway in the United States: Navigon 2100, Navigon 5100, Navigon 7100, Acer Portable Navigator Device P600; Acer PDA Travel Companion Device c500; Acer PDA Travel Companion Device e300; Acer Aspire PC 3510; Acer Aspire PC 5620; and Acer DX900.

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Foxconn, Quanta, Compal, Wistron, Pegatron, Elite Group, and MSI. In a limited number of instances, Acer was able to internally locate documents, including BOMs, and in most instances was able to obtain documents from public sources or its ODMs. As a result of its efforts, Acer collected and produced on or before February 15, 2013 approximately 16,000 pages of documents (ACER1285347-ACER1301489), of which approximately 8,000 pages were from third party sources.

Fourth, Acer undertook particularly intensive efforts after this Court's February 8 Order. Although it was Lunar New Year holiday, and the vast majority of Acer staff was on a two week holiday, four in-house counsel returned to work for the week to focus on ensuring that a complete production of technical documentation had occurred. During the week from February 8 to February 15, in an effort to fully comply with the Court's order, these in-house counsel tracked down and contacted over a dozen different product managers and business unit representatives from literally around the world to re-search computer systems and investigate any possible location of responsive documents. Acer and its counsel conducted numerous lengthy conference calls discussing the status of such searches, the methodology of the searches, and those involved in the searches.

As part of this effort, Acer conducted additional searches, and was able to locate system level block diagrams and mainboard layouts with descriptions and component locations, which were found in service guides<sup>7</sup> for the following accused notebook products:

- Acer Notebook Aspire 1690/3510
- Acer Notebook Aspire 7520-5823
- Acer Notebook Ferrari 1000
- Acer Notebook Ferrari 1004WTMI
- Acer Notebook Ferrari 5000
- Acer Notebook Travelmate 3260
- Acer Notebook Travelmate 4200 series
- Acer Notebook C210

Acer produced the block diagrams and service guides for the foregoing accused products on or before February 15, 2013.

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<sup>7</sup> Notably, these service guides are publicly available and in many instances already in the possession of TPL (*e.g.*, PIC00002401, PIC00003969, PIC00004282, PIC00004400, PIC00004621, PIC00014128, PIC00018131, PIC00018266, PIC00018391, PIC00018497, PIC00018608, PIC00019045, PIC00019163, PIC00019382).





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With respect to the accused Acer servers and projectors, Acer was unable to internally locate block diagrams and board level schematics. However, Acer was able to obtain block diagrams from third party sources for all of the accused Acer servers and projectors:

- Acer Server Altos R720
- Acer Server Altos G330 MK2 Series
- Acer Server Altos G510 Series
- Acer Server Altos R710
- Acer Projector PD726W
- Acer Projector PH530

Acer produced them on or about February 13, 2013, as well as the board level schematics for the Acer Projector PD726W and Acer Projector PH530 that it was able to locate.

In terms of the block diagrams and board level schematics for the accused Acer desktop computer products, Acer was unable to internally locate additional documents. Acer then requested that its ODM for those products, Foxconn, search for and immediately provide them to Acer. Although Foxconn was also unable to locate block diagrams and board level schematics for the accused desktop products, Acer produced the service guides for the following accused desktop products that contained system level block diagrams:

- Acer Desktop Aspire M3100
- Acer Desktop Aspire E360
- Acer Desktop Veriton L410

Finally, Acer searched for technical documents for Gateway products. As noted above, Gateway did not maintain board-level schematics and block diagrams for the accused Gateway products in the ordinary course of business and did not have possession of such documents at the time the lawsuit was filed. Acer has previously informed TPL's prior counsel in June 2011 both in response to TPL's document requests and in meet and confer discussions that Gateway did not have such documents and that it would need to go to Gateway's ODMs to obtain them. To our knowledge, this has never been disputed by TPL, and TPL simply chose not to subpoena the documents from the ODMs. However, Gateway did maintain and produce BOMs and component lists for most of the accused Gateway products, which were produced in June 2011. Further, Acer was able to locate user guides, reference manuals and hardware guides, which in many instances were publicly available, for the following accused Gateway products:

- Gateway Desktop DX441X
- Gateway Desktop FX541X
- Gateway Desktop GM5664

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- Gateway Desktop GT5670
- Gateway Desktop One ZX190
- Gateway Notebook C-141X
- Gateway Notebook M-151X
- Gateway Notebook M-6750
- Gateway Notebook P-172S FX

These guides and manuals were produced on or before February 15, 2013.

In sum, as of February 15, 2013, Acer and Gateway had conducted reasonable and diligent searches internally for the product-level documents in question and produced all such documents. To the extent that Acer did not produce product-level documents for particular accused products, it simply does not have those documents in its possession. As discussed below, Acer has continued to seek such documents from third parties and public sources.

**Acer's Continued Efforts to Obtain Additional Documents after February 15, 2013**

Acer encountered some difficulty in obtaining documents from its ODMs prior to February 15, 2013 due to their resistance to providing the requested technical documents and the Lunar New Year Holiday. When Acer did receive a response, several of the ODMs either did not have technical documents or refused to produce certain types of documents, such as daughterboard schematics, absent the service of a subpoena.

To ensure TPL had a complete set of service guides and product-level documents, Acer's counsel engaged in an independent search for additional board level block diagrams and schematics. First, the production was compared to the service guides for each of the accused products that are publicly available from [www.nodevice.com](http://www.nodevice.com), [www.manualowl.com](http://www.manualowl.com), and <http://tim.id.au>. To the extent that any service guides and block diagrams for particular products had not been produced, Acer produced them on March 8, 2013. Counsel was also able to locate a Service Guide (ACER1304422) for the following Gateway Products: Gateway Notebook CX200S-1008549, Gateway Notebook CX200X-1008573, Gateway Notebook M280-1008547 and Gateway Notebook S-7200C 1008588. From third party sources, counsel was also able to locate what are believed to be schematics for the following accused Acer products:

- Acer Notebook - Aspire One (AOA150-1570) (ACER1301647)
- Acer Notebook Travelmate 3240/3280/3290 Series (ACER1304740)
- Acer Notebook Aspire (ACER1304496)
- Acer Notebook Aspire 7520-5823 (ACER1304538)
- Acer Notebook Ferrari 1000 (ACER1304666)
- Acer Notebook Ferrari 1004WTMI (ACER1304666)

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- Acer Notebook Ferrari 4000 (ACER1304703)
- Acer Notebook Ferrari 5000 (ACER1304588)
- Acer Notebook Travelmate 3260 (ACER1304635)
- Acer Server Altos G510 Series (ACER1301892)
- Acer Server Altos R710 (ACER1302064)

The schematics for the above-listed products were also produced on March 8, 2013.

Finally, Acer was recently able to obtain from third party sources board level block diagrams and schematics for what it believes are 6 of the 18 accused Gateway products. These products include:

- Gateway Notebook CX200S
- Gateway Notebook CX200X
- Gateway Notebook M280
- Gateway Notebook M-6750
- Gateway Notebook S-7200C
- Gateway Notebook C-141X

These schematics are being produced today.

The chart below summarizes the status of production of board-level block diagrams and schematics.

	<b>Accused Product</b>	<b>System Block Diagrams (Beg. Bates No.)</b>	<b>Board Level Schematics (Beg. Bates No.)</b>
1.	Acer Desktop Aspire M3100	ACER1295658 ACER1305786 ACER1305903	ACER1305786
2.	Acer Desktop E380-UD48	ACER1302818 ACER1305784	ACER1302818 ACER1305784
3.	Acer Desktop Aspire E360	ACER1295475	—
4.	Acer Desktop Aspire X3200	ACER1302722	—
5.	Acer Desktop Veriton 3600/5600/7600GT	ACER1305472 ACER1305636	—

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	<b>Accused Product</b>	<b>System Block Diagrams (Beg. Bates No.)</b>	<b>Board Level Schematics (Beg. Bates No.)</b>
6.	Acer Desktop Veriton L410	ACER1298118 ACER1305785	ACER130586
7.	Acer Notebook - Aspire One (AOA150-1570)	ACER017289 ACER018375 ACER1212592 ACER1225317 ACER1301647	ACER017289 ACER018375 ACER1212592 ACER1225317 ACER1301647
8.	Acer Notebook Travelmate 3240/3280/3290 Series	ACER1304740	ACER1304740
9.	Acer Notebook Aspire 1690/3510 <sup>8</sup>	ACER1295022 ACER1304496	ACER1304496
10.	Acer Notebook Aspire 7520-5823	ACER1295254 ACER1304538	ACER1304538
11.	Acer Notebook Ferrari 1000	ACER1296066 ACER1296188 ACER1304666	ACER1304666
12.	Acer Notebook Ferrari 1004WTMI	ACER1296066 ACER1296188 ACER1304666	ACER1304666
13.	Acer Notebook Ferrari 4000	ACER1304703 ACER1303325 ACER1304703	ACER1304703
14.	Acer Notebook Ferrari 5000	ACER1296412 ACER1304588	ACER1304588
15.	Acer Notebook Travelmate 3260	ACER1297159 ACER1304635	ACER1304635
16.	Acer Notebook Travelmate 4200 Series	ACER1297314 ACER1305904	ACER1305904
17.	Acer Notebook Travelmate 4210/4270/4670 and Aspire 5620 <sup>9</sup> /5670	ACER0939418 ACER1296910	ACER0939418

<sup>8</sup> Per an agreement between the parties, the Aspire 3510 has been dropped as an accused product.

<sup>9</sup> Per an agreement between the parties, the Aspire 5620 has been dropped as an accused product.

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	<b>Accused Product</b>	<b>System Block Diagrams (Beg. Bates No.)</b>	<b>Board Level Schematics (Beg. Bates No.)</b>
18.	Acer Notebook Travelmate 6292-6700	ACER019884 ACER1297576 ACER1305963	ACER019884 ACER1305963
19.	Acer Server - Altos R720	ACER1285350 ACER1306052	—
20.	Acer Server Altos G330 MK2 Series	ACER1285347 ACER1301680	—
21.	Acer Server Altos G510 Series	ACER1285348 ACER1301786	ACER1301892
22.	Acer Server Altos R710	ACER1285349	ACER1302064
23.	Acer Smartphone - ICONIA Smart <sup>10</sup>	—	—
24.	Acer Projector PD726W	ACER1285351 ACER1296631	ACER1285351
25.	Acer Projector PH530	ACER1285376 ACER1296791	ACER1285376
26.	Acer Travelmate Tablet PC C210	ACER1304222	ACER1306109, ACER1306097, ACER1306101, ACER1306102, ACER1306103, ACER1306104, ACER1306105, ACER1306106, ACER1306107, ACER1306108, ACER1306151
27.	Acer USB Flash Drive Q80602	—	—

<sup>10</sup> Acer believes that this product has never been sold through normal channels in the United States.

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	<b>Accused Product</b>	<b>System Block Diagrams (Beg. Bates No.)</b>	<b>Board Level Schematics (Beg. Bates No.)</b>
28.	Emachines Desktop W3653 <sup>11</sup>	—	—
29.	Gateway Digital Camera - DC-T50	—	—
30.	Acer LCD Monitor Gateway HD2200	—	—
31.	Gateway Desktop DX441X	—	—
32.	Gateway Desktop FX541X	—	—
33.	Gateway Desktop GM5664	—	—
34.	Gateway Desktop GT5670	—	—
35.	Gateway Desktop One ZX190	—	—
36.	Gateway Notebook 3610GZ	—	—
37.	Gateway Notebook CX200S- 1008549	GTWY0000139	GTWY0000139
38.	Gateway Notebook CX200X- 1008573	GTWY0000139	GTWY0000139
39.	Gateway Notebook M-151X	—	—
40.	Gateway Notebook M280-1008547	GTWY0000139	GTWY0000139

<sup>11</sup> Acer has been unable to find technical documents after conducting a reasonable and diligent search as this product was likely developed for and sold through Gateway...

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	<b>Accused Product</b>	<b>System Block Diagrams (Beg. Bates No.)</b>	<b>Board Level Schematics (Beg. Bates No.)</b>
41.	Gateway Notebook M-6750	GTWY0000097	GTWY0000097
42.	Gateway Notebook P-172S FX	—	—
43.	Gateway Notebook S-7200C 1008588	GTWY0000139	GTWY0000139
44.	Gateway Notebook T-6321	—	—
45.	Gateway Notebook C-141X	GTWY0000139	GTWY0000139)
46.	Acer PDA Travel Companion Device E300	Dropped by Agreement of the Parties	—
47.	GPS Navigator Navigon 2100	Dropped by Agreement of the Parties	—
48.	GPS Navigator Navigon 5100	Dropped by Agreement of the Parties	—
49.	GPS Navigator Navigon 7100	Dropped by Agreement of the Parties	—
50.	Acer GPS Navigator P600	Dropped by Agreement of the Parties	—
51.	Acer PDA Travel Companion C500	Dropped by Agreement of the Parties	—
52.	Acer Tempo Smartphone DX900	Dropped by Agreement of the Parties	—
53.	Acer GPS Navigator Travel Companion V200	Dropped by TPL on June 24, 2010	

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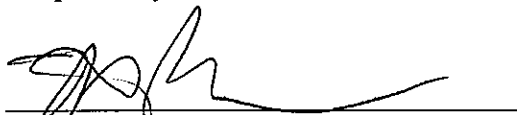
The Honorable Paul S. Grewal

March 11, 2013

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In conclusion, Acer believes that it has fully complied with the Court's February 8 Order. Nonetheless, Acer is continuing to work with its ODMs to obtain the handful of missing schematics and hopes to produce any such schematics within the next two weeks. Accordingly, Acer would again ask that the Court provide any relief from its February 8th Order that is necessary to allow Acer to follow through with the inquiries it made with these third party ODMs.

Respectfully submitted,

A handwritten signature in black ink, appearing to read 'TP Walker', is written over a horizontal line.

Timothy P. Walker