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Light & Wonder, Inc. and LNW Gaming, Inc.*

**UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA**

EVOLUTION MALTA LIMITED,
EVOLUTION GAMING MALTA
LIMITED, EVOLUTION GAMING
LIMITED and SIA EVOLUTION LATVIA,

Plaintiffs,

vs.

LIGHT & WONDER, INC. f/k/a
SCIENTIFIC GAMES CORP. and LNW
GAMING, INC. f/k/a SG GAMING, INC.,

Defendants,

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CASE NO.: 2:24-cv-00993-CDS-EJY

**DEFENDANTS' RESPONSES AND
OBJECTIONS TO PLAINTIFFS' FIRST
SET OF INTERROGATORIES**

**CONTAINS CONFIDENTIAL
INFORMATION PURSUANT TO THE
PROTECTIVE ORDER**

Pursuant to Rules 26 and 33 of the Federal Rules of Civil Procedure, Defendants Light & Wonder, Inc. and LNW Gaming, Inc. (collectively, “L&W”) hereby set forth L&W’s responses and objections to Plaintiffs Evolution Malta Limited, Evolution Gaming Malta Limited, Evolution Gaming Limited, and SIA Evolution Latvia’s (collectively, “Evolution”) First Set of Interrogatories. By serving these responses, L&W is not waiving any rights or its arguments that discovery should be stayed pending resolution of L&W’s Motion to Dismiss or that the trade secret claims should be arbitrated. Rather, L&W specifically reserves all rights. These objections and responses are based on L&W’s investigation to date, and L&W may supplement or amend these objections and responses to the extent necessary and permitted by the Federal Rules of Civil Procedure and the Local Rules of this Court.

OBJECTIONS TO DEFINITIONS AND INSTRUCTIONS

1. L&W objects to these Interrogatories, as well as the “Definitions” and “Instructions” set forth in the Interrogatories, to the extent they purport to impose greater obligations on L&W than those contemplated by the Federal Rules of Civil Procedure, the Local Rules of this Court, or any other applicable rules, laws, orders, or stipulations.

2. L&W objects to the definitions of “Defendants,” “You,” and “Your” on the grounds that they are overly broad, unduly burdensome, and not likely to lead to the discovery of admissible evidence to the extent they seek information from non-parties to this action. L&W objects to these definitions to the extent that Evolution’s interrogatories seek the discovery of information outside L&W’s knowledge, or information outside L&W’s custody, control, and/or possession. L&W will respond on behalf of themselves as parties to this action pursuant to L&W’s obligations under the applicable rules to produce responsive, non-privileged documents or provide responsive, non-privileged information in their possession, custody, and/or control.

3. L&W objects to the definition of “Math Files” on the grounds that it is vague, ambiguous, overly broad, unduly burdensome to the extent that Evolution’s Interrogatories seek information relating to math files apart from those that Evolution sent by e-mail to L&W on March 11, 2021.

4. L&W objects to the definition of “Document” and “documents” to the extent

1 such definitions suggest a greater or different requirement in responding to these Interrogatories
2 than the requirements of the Federal Rules of Civil Procedure and the Local Rules of this Court.
3 L&W further objects to the definitions to the extent they include e-mail and to the extent they
4 call for a document search broader than the search protocols to be agreed upon by the parties,
5 including agreed-upon search terms and custodians. L&W will produce e-mail communications
6 pursuant to the parties' agreed upon Order for Discovery of Electronically Stored Information
7 ("ESI").

8 **SPECIFIC RESPONSES AND OBJECTIONS**

9 **INTERROGATORY NO. 1:**

10 Separately for each of the Asserted Patents, state the date on which You first became
11 aware of that patent, the application that led to that patent, its Related Patents, and/or its Related
12 Applications, and state in detail the complete basis for Your answer, including the facts and
13 circumstances supporting Your answer, all Documents reflecting such facts and circumstances,
14 and the person(s) most knowledgeable of such facts and circumstances.

15 **RESPONSE TO INTERROGATORY NO. 1:**

16 L&W objects to this Interrogatory to the extent it seeks information protected by the
17 attorney-client, work-product, or other applicable privilege or doctrine. L&W further objects to
18 this Interrogatory as vague, ambiguous, overly broad, unduly burdensome, and not likely to lead
19 to the discovery of admissible evidence to the extent it seeks information relating to "the
20 complete basis for Your answer, including the facts and circumstances supporting Your answer,
21 all Documents reflecting such facts and circumstances," and seeks information relating to patents
22 and applications that are not asserted in this case. L&W further objects to this Interrogatory as
23 consisting of multiple discrete interrogatories.

24 Subject to and without waiving the foregoing general and specific objections, L&W
25 responds as follows: L&W became aware of the '024 patent on or about August 26, 2020. L&W
26 became aware of pending application No. 16/852,049 that led to the '014 patent on or before
27 March 8, 2021, when it was identified by Evolution in Exhibit A during negotiation of the Heads
28 of Terms between the parties. Additionally, L&W became aware of the '371 patent on or about

1 April 24, 2024, in a letter dated April 24, 2024 from Jesper von Bahr of Evolution to Mr.
2 Michael Blankstein of L&W. L&W also responds that the person most knowledgeable about
3 these facts is Michael Blankstein. L&W's investigation remains ongoing and L&W expressly
4 reserves the right to supplement and/or amend as a result of its ongoing investigation.

5 **INTERROGATORY NO. 2:**

6 Identify by name, model, number, version, or code-name each Accused Product imported
7 to, exported out of, or manufactured, used, sold, or offered for sale in the United States, and for
8 each Accused Product, provide (i) the date of its first use in the United States; (ii) the date of its
9 first manufacture in the United States; (iii) the first date of its importation into the United States;
10 (iv) the date of its first sale or offer for sale in the United States; (v) the time period during which
11 it has been imported into the United States and/or made, used, sold, and/or offered for sale in the
12 United States; and (vi) the names of the entity or entities importing into and/or exporting out of
13 the United States the Accused Product and/or making, using, selling, and/or offering for sale the
14 Accused Product in the United States.

15 **RESPONSE TO INTERROGATORY NO. 2:**

16 L&W objects to this Interrogatory as disproportionate to the needs of the case, vague,
17 ambiguous, overly broad, and unduly burdensome to the extent it seeks information relating to
18 the identification of products and information relating to the same beyond the scope of the
19 Accused Products identified in Evolution's Disclosure of Asserted Claims and Infringement
20 Contentions served on September 18, 2024 ("Infringement Contentions"). L&W will limit its
21 response to Accused Products identified in Evolution's Infringement Contentions. L&W further
22 objects to this Interrogatory to the extent it seeks discovery regarding claims not specifically
23 identified in Evolution's Infringement Contentions. L&W further objects to this Interrogatory as
24 consisting of multiple discrete interrogatories to the extent it seeks information relating to dates
25 of first use, manufacture, importation, sale or offer for sale in the United States, the time period,
26 and the names of the entities involved. L&W also objects to this request as the terms "version,"
27 "number," and "code name" are vague and ambiguous. L&W further objects to this
28 Interrogatory on the grounds that it seeks legal conclusions. L&W further objects to this

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DATED this 7th day of October, 2024.

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VERIFICATION

On behalf of Light & Wonder, Inc. and LNW Gaming, Inc. ("L&W"), I, Victor Blanco, have read **DEFENDANTS' RESPONSES AND OBJECTIONS TO PLAINTIFFS' FIRST SET OF INTERROGATORIES**. While no one person at L&W is in possession of the knowledge necessary to verify the responses to each of these Interrogatories and although I do not have personal knowledge about the facts set forth in each of these Responses, after making a reasonable inquiry and based on the information available to me, I believe that these Responses are true and accurate.

I declare under penalty of perjury under the laws of the United States that the foregoing is true and correct.

Executed on October 4, 2024, in Las Vegas, Nevada.


Victor Blanco

CERTIFICATE OF SERVICE

I hereby certify that on this 7th day of October, 2024, a true and correct copy of the foregoing **DEFENDANTS' RESPONSES AND OBJECTIONS TO PLAINTIFFS' FIRST SET OF INTERROGATORIES** was served electronically via electronic mail to the addresses of the following counsel of record:

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