EXHIBIT 5

Lauren Siber

From: Scott D. Stimpson
Sent: Thursday, July 19, 2012 7:35 PM
To: 'Vazquez, Jesus'; Scott Murray; David C. Lee
Cc: Kostolansky, Kris J.; Kanan, Greg; 'Kirstin Stoll-DeBell'; 'Michael Wagner'
Subject: RE: HG v MDx - Technical Expert Initial Report - Appendix E

Jesus, thank you with regard to the Greenspun report.

Please reconsider your position on the invalidity report. The testimony cited says that this stuff was all public. What basis is there to say our client cannot see information that was admittedly public? Also, I believe the Montroy and Neal transcripts are all non-confidential now anyway -- we do not need to redact those because nothing was designated confidential under the protective order, and our client is free to see them.

Scott

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From: Vazquez, Jesus [mailto:jvazquez@rothgerber.com]
Sent: Thursday, July 19, 2012 5:30 PM
To: Scott D. Stimpson; Scott Murray; David C. Lee
Cc: Kostolansky, Kris J.; Kanan, Greg; 'Kirstin Stoll-DeBell'; 'Michael Wagner'
Subject: RE: HG v MDx - Technical Expert Initial Report - Appendix E

Scott,

You can share our infringement report (Greenspun) with your client representatives.

You cannot share your invalidity report (Cooper) with your client representatives without first redacting all references to, and all discussions about, HG information designated as AEO, including all HG deposition testimony.

Jesus

Jesús M. Vázquez, Attorney-at-Law
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From: Scott D. Stimpson [mailto:sstimpson@sillscummis.com]
Sent: Thursday, July 19, 2012 2:14 PM
To: Vazquez, Jesus; Scott Murray; David C. Lee
Cc: Kostolansky, Kris J.; Kanan, Greg; 'Kirstin Stoll-DeBell'; 'Michael Wagner'
Subject: RE: HG v MDx - Technical Expert Initial Report - Appendix E

Jesus, can you please respond?

Scott

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From: Scott D. Stimpson
Sent: Saturday, July 14, 2012 2:21 PM
To: 'Vazquez, Jesus'; Scott Murray; David C. Lee
Cc: Kostolansky, Kris J.; Kanan, Greg; 'Kirstin Stoll-DeBell'; 'Michael Wagner'
Subject: RE: HG v MDx - Technical Expert Initial Report - Appendix E

Jesus:

Scott M will work with you so we can get a version of your damages report we can send to our client.

Can you please confirm that we may send your infringement report, and our invalidity report, to our client? Your infringement report is based entirely on our confidential information as far as I can tell, so we should be able to show our client. As for our invalidity report, that is based on HG testimony and documents, but all of this was in use in the public several years ago, and so none of it should be confidential.

We look forward to hearing from you.

Regards.

Scott

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From: Vazquez, Jesus [mailto:jvazquez@rothgerber.com]
Sent: Saturday, July 14, 2012 2:04 AM
To: Scott D. Stimpson; Scott Murray; David C. Lee
Cc: Kostolansky, Kris J.; Kanan, Greg; 'Kirstin Stoll-DeBell'; 'Michael Wagner'
Subject: HG v MDx - Technical Expert Initial Report - Appendix E

Counsel,

Attached is Appendix E, which is the same as Exhibit 2 to the motion for leave to amend HG's complaint we filed today.

This completes our production of our technical expert's initial report. Per our agreement we may supplement the report by next Friday, July 20, 2012. We also reserve the right to supplement it beyond the one-week period as necessary.

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