We have completed our analysis of Intellectual Property as it applies to the SMI-S specification and have the following response:

- Following the request from the SNIA Board of Directors to disclose intellectual property claims, subsequent to SNIA's intent to declare the Storage Management Initiative Specification as a "SNIA Architecture", and based on final SMI-S release v1.0.1, Hitachi Data Systems Corporation and its parent company Hitachi, Ltd. would like to report the following Essential Claims:
  - Hitachi, Ltd. believes it has intellectual property components in SMI-S v1.0.1, based on the following patents:
    - Japanese patent application publication No. JP2001-142648
      - Relevant to clause 7.3.3.12 of the SMI-Specification.
    - Japanese patent application publication No. JP2002-324011
      - Its counterpart is US Patent application No. P10/021,550
      - Relevant to the contents of clause 1.3 and 5.2 of the SMI-Specification.
    - Japanese patent application publication No. JP2003-58408
      - Relevant to the contents of clause 1.3 and 5.2 of the SMI-Specification.

- Following the new 2003 SNIA IP Policy, it is Hitachi, Ltd.'s intention to license those Essential Claims:
  - to other requesting Adopting Parties under reasonable and non-discriminatory terms, and
  - royalty-free, to SNIA for the purpose of permitting SNIA to reproduce and distribute SMI-S v1.0.1, and to develop and distribute SNIA approved interoperability and conformance tests for SMI-S v.1.0.1.

Best Regards,

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