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12   UNITED STATES DISTRICT COURT
13   CENTRAL DISTRICT OF CALIFORNIA
14   SANTA ANA DIVISION
15

UNILOC 2017 LLC,
 	
        Plaintiff,
 	
v.
 	
INFOR, INC.,
 	
        Defendant.
	Case No. 8:19-cv-01150-DOC-KES
	
	(CONSOLIDATED)
	
	JOINT CLAIM CONSTRUCTION STATEMENT

UNILOC 2017 LLC,
 	
        Plaintiff,
 	
v.
 	
UBISOFT, INC.,
 	
        Defendant.	

SQUARE ENIX, INC. And SQUARE ENIX LLC,
        Plaintiffs,
 	
v.
 	
UNILOC 2017, LLC,
        Defendant.	

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1 UNILOC 2017 LLC,	
2 Plaintiff,	
3 v.	
4 SQUARE ENIX CO., LTD. and SQUARE ENIX HOLDINGS CO., LTD.,	
5	
6 Defendants.	

7   Pursuant to the Court's Order of December 21, 2020 (Dkt. 83), Uniloc 2017 LLC

8   ("Uniloc"), and Defendants Ubisoft, Inc., Square Enix, Inc., Square Enix LLC, Square

9   Enix Co., Ltd. and Square Enix Holdings Co., Ltd. (collectively, "Defendants"), submit

10   this Joint Claim Construction Statement for the Court's use.

11   For purposes of the creation of this chart, Uniloc has stated that it does not plan

12   to assert the following claims of the asserted patents: U.S. Patent No. 6,324,578 claims

13   20, 22-24, 35, 37, and 39; U.S. Patent No. 7,069,293 claims 2, 13, and 18. With respect

14   to the remainder of the claims of the '578 and '293 patents, which could potentially be

15   asserted, the parties provide the following chart that identifies terms of those claims.

16   The parties note that their identifications are preliminary due to the early stage of this

17   case and the fact that the parties have not yet disclosed their infringement or invalidity

18   contentions in this case, which will inform the parties' positions and narrow the issues

19   to be submitted to the Court for adjudication.   The parties reserve their rights to

20   supplement, amend, or modify the terms and proposed constructions.

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Phrases	Plaintiff's Construction	Defendants' Construction *
"application program" (all claims)	Ordinary meaning (software that performs tasks for an end-user")	"the code associated with the underlying program functions that is a separate application from a browser interface and does not execute within the browser window"
"application launcher program" (all '578 patent claims)	"a program distributed to initially populate a user desktop and to launch, i.e.,	"a program distributed to a client to initially populate a user desktop and to request an

Phrases	Plaintiff's Construction	Defendants' Construction *
		instance of the application for execution at the client"
"instance" ('578 patent claims 15, 16, 17, 31, 32, 46)	"a copy of a program that is understandable by a computer's central processing unit and that is ready to run as soon as it is copied from storage into memory."	"an executable copy of the application program"
"executing the application program using the obtained user set and the obtained administrator set . . . responsive to a request from the one of the plurality of authorized users" ('578 patent claim 1)	Ordinary meaning	"initiating execution of the application program using the obtained user set and the obtained administrator set . . . responsive to a request from the one of the plurality of authorized users"
"configuration manager program" ('578 patent claims 2, 3, 18, 19, 33, 34)	Ordinary meaning ("program that manages configurations")	"a program separate from the application program that manages configuration"
"centralized network management server" ('293 patent claims 1, 12, 17)	Ordinary meaning	"centralized server for managing the network"
"target on-demand server" ('293 patent claims 1, 12, 17)	"a server making applications available as needed responsive to user requests as requests are received at the server, where those applications are distributed from a centralized network management server"	"a server delivering applications as needed responsive to user requests as requests are received at the server, where those applications are distributed from a centralized management server"
"preparing a <u>file packet</u> associated with the application program and including a <u>segment configured to initiate registration operations</u> for the application program at the target on-demand server" ('293 patent claims 1, 12, and 17)	"file packet" – "package of one or more computer files" "segment configured to initiate registration operations" – "portion of the file packet that includes software to initiate registration operationds" "registration operations" – recording at the on-demand server information about	"file packet" - "container file containing one or more component files" "segment configured to initiate registration operations" - "portion of the file packet that includes software to initiate registration operations" "registration operations" "registration of the application program at the target on-demand server(s)"

Phrases	Plaintiff's Construction	Defendants' Construction *
	authorized users of the application program"	"registration operations" "operations that include to specify, directly or indirectly, a set of authorized user or client devices" "registration" is different from "installation"
"means for installing" ('578 patent claims 16-30, 32-35, 37-46)	Not indefinite; structure is a processor executing computer instructions, as described in col.7:26-50, implementing the algorithms described in the '578 patent in connection with block 50 of FIG. 2 and blocks 70-72 of FIG. 3 and at cols. 2:6-10; 3:50-55; 4:24-26; 5:11-13, 36-40; 7:8-9, 51-65; 9:57-63; 12-13-21; in the '466 patent, 4:10-27; 5:29-36, 40-44; 7:22-24; 9:42-43; 14:51-53; 17:17-51, 52-67; 18:1-13; 18:23-20:45.	Indefinite as lacking corresponding structure
"means for receiving" ('578 patent claims 31, 36).	Not indefinite; structure is a processor executing computer program instructions, as described in col. 7:26-50, implementing the algorithm described in the '578 patent in connection with block 90 of FIG. 4 and at col. 3:61-67; 4:27-29; 5:4-7, 13-15, 26-28; 7:66-8:14; 9:53-65; 10:50-54; 11:32-12:12; 12:22-36; in the '466 patent, col. 4:44-53; 9:2-5, 42-57; 12:42-52; 14:9-13, 27-46; 15:4-9; 15:56-16:29	Indefinite as lacking corresponding structure

Plaintiff's Statement: The above is intended to set forth the contrasting proposed constructions of the parties, some of which may differ, in various particulars, from earlier constructions from the PTAB or other courts. Those differences, and the reasons for them, will be explained in the parties' future briefing.

1   *Defendants' Statement: The information in the "Defendants' Construction"

2 column of the above chart includes prior constructions and determinations regarding

3 terms of the potentially-asserted claims that are reflected in prior adjudications and

4 orders. Those prior adjudications and orders are submitted as Defendants' Exhibit A

5 to this Joint Claim Construction Statement. To the extent that Defendants anticipate

6 proposing a modification or addition to these constructions/determinations, Defendants

7 have noted the same in the chart.

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9 Dated: January 25, 2021   Respectfully submitted,

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