

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

MOBILEMEDIA IDEAS LLC,

Plaintiff,

v.

APPLE INC.,

Defendant.

Civil Action No. 10-258-SLR-MPT

**APPLE INC.'S MOTION FOR SUMMARY JUDGMENT OF
INVALIDITY AND NON-INFRINGEMENT OF U.S. PATENT NO. RE 39,231**

Defendant Apple Inc. ("Apple") respectfully moves this Court, pursuant to Rule 56 of the Federal Rules of Civil Procedure, for an Order granting summary judgment of invalidity and non-infringement of U.S. Patent No. RE 39,231 ("the '231 Patent"). The grounds for this motion are set forth in the Opening Brief in Support being filed contemporaneously herewith.

Dated: October 20, 2015

/s/ Mary B. Matterer

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[PROPOSED] ORDER

Having considered Apple Inc.'s Motion for Summary Judgment of Invalidity and Non-Infringement of U.S. Patent No. RE 39,231 and all related briefing and argument,

IT IS HEREBY ORDERED this ____ day of _____, 2015 that the Motion is **GRANTED**. Claims 2-4 and 12 of U.S. Patent No. RE 39,231 are invalid as indefinite and Apple Inc. does not infringe the asserted claims of the '231 Patent.

UNITED STATES DISTRICT COURT JUDGE