IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ARENDI S.A.R.L., Plaintiff, v. GOOGLE LLC, Defendant.	)	C.A. No. 13-919-LPS

PLAINTIFF'S OPENING CLAIM CONSTRUCTION BRIEF
ADDRESSING U.S. PATENT NUMBERS 7,917,843 AND 8,306,993

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TABLE OF AUTHORITIES

Page(s)

Cases

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Augme Techs., Inc. v. Yahoo! Inc.,
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DOCKET ALARM
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HTC Corp. v. IP Com GmBH & Co., KG,
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Thorner v. Sony Comput. Ent. Am.,
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