

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

ACCELERATION BAY LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 16-453 (RGA)
)	
ACTIVISION BLIZZARD, INC.)	
)	
Defendant.)	
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ACCELERATION BAY LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 16-454 (RGA)
)	
ELECTRONIC ARTS INC.,)	
)	
Defendant.)	
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ACCELERATION BAY LLC,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 16-455 (RGA)
)	
TAKE-TWO INTERACTIVE SOFTWARE,)	
INC., ROCKSTAR GAMES, INC. and)	
2K SPORTS, INC.,)	
)	
Defendants.)	

NOTICE REGARDING INTER PARTES REVIEWS

Defendants Activision Blizzard, Inc., Electronic Arts Inc., and Take-Two Interactive Software, Inc., Rockstar Games, Inc., and 2K Sports, Inc. (collectively, “Defendants”) wish to update the Court as to the status of various *inter partes* reviews (“IPRs”) of the Patents-in-Suit.¹

In the last two weeks, the Patent Trial and Appeal Board (“PTAB”) issued final written

¹ The Defendants previously provided an update in April 2016 regarding their IPRs. See C.A. No. 15-228, D.I. 128.

decisions on six of the IPRs filed by Defendants. Two other IPRs are still pending, and final written decisions are expected in September 2017. The PTAB's final written decisions found thirty-seven claims of three of the six Asserted Patents to be unpatentable. Specifically, claims 1-11, and 16-17 of the '966 patent have been found to be unpatentable, claims 1-11, and 16-19 of the '344 patent have been found to be unpatentable, and claims 1-9 of the '634 patent have been found to be unpatentable.

The following table summarizes the status of the Asserted Claims in view of the PTAB decisions to date:

Asserted Patent	Asserted Claims Found Invalid by PTAB	Asserted Claims Deemed Indefinite by PTAB ²	Asserted Claims Pending Before the PTAB ³	Other Asserted Claims
6,701,344	1, 6-8, 10, 18	13-15	--	--
6,714,966	1, 7, 9	13	--	12
6,829,634	1, 4-6	--	--	19, 22
6,732,147	--	--	--	1, 11, 14, 15, 16
6,910,069	--	--	--	1, 11, 12, 13
6,920,497	--	9, 16	1, 8	--

Defendants will meet and confer with Plaintiff concerning the resolution of these claims in this litigation.

² The claims in this column were challenged in Defendants' petitions for *inter partes* review. The PTAB declined to institute trial on these claims because it was "unable to construe" several means-plus-function limitations, and, therefore indefinite.

³ As mentioned above, a final written decision for the claims in this column is expected from the PTAB in approximately five months (September 2017).

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April 4, 2017

CERTIFICATE OF SERVICE

I hereby certify that on April 4, 2017, I caused the foregoing to be electronically filed with the Clerk of the Court using CM/ECF, which will send notification of such filing to all registered participants.

I further certify that I caused copies of the foregoing document to be served on April 4, 2017, upon the following in the manner indicated:

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