

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. )

**STIPULATION REGARDING SUPPLEMENTAL CLAIM CONSTRUCTION BRIEFING**

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that pursuant to the Court’s Order of July 5, 2017 (C.A. No. 16-453, D.I. 206):

(1) On or before **July 17, 2017**, the parties shall exchange a list of those remaining claim term(s)/phrase(s) that they believe need construction and their proposed claim construction of those term(s)/phrase(s). This document will not be filed with the Court.

Subsequent to exchanging that list, the parties will meet and confer to prepare a Joint Claim Construction Chart to be filed no later than **July 24, 2017**. The Joint Claim Construction Chart, in Word or WordPerfect format, shall be e-mailed simultaneously with filing to rga\_civil@ded.uscourts.gov. The parties' Joint Claim Construction Chart should identify for the Court the term(s)/phrase(s) of the claim(s) in issue, and should include each party's proposed construction of the disputed claim language with citation(s) only to the intrinsic evidence in support of their respective proposed constructions. A copy of the patent(s) in issue as well as those portions of the intrinsic record relied upon shall be submitted with this Joint Claim Construction Chart. In this joint submission, the parties shall not provide argument.

(2) The parties shall serve, but not file, their supplemental claim construction briefs consistent with the deadlines set forth in the table below.

	<b>Event</b>	<b>Page Limit</b>	<b>Deadline</b>
Group 1	Plaintiff's Opening Brief	20	7/28/17
	Defendants' Answering Brief	30	8/11/17
	Plaintiff's Reply Brief	20	8/18/17
	Defendants' Sur-Reply Brief	10	8/25/17
	Joint Brief Filing	n/a	8/31/17
Group 2	Plaintiff's Opening Brief	20	8/16/17
	Defendants' Answering Brief	30	8/30/17
	Plaintiff's Reply Brief	20	9/12/17
	Defendants' Sur-Reply Brief	10	9/26/17
	Joint Brief Filing	n/a	9/29/17
Group 3	Plaintiff's Opening Brief	20	9/18/17

Event		Page Limit	Deadline
	Defendants' Answering Brief	30	10/2/17
	Plaintiff's Reply Brief	20	10/16/17
	Defendants' Sur-Reply Brief	10	10/27/17
	Joint Brief Filing	n/a	10/31/17
Group 4	Plaintiff's Opening Brief	20	10/6/17
	Defendants' Answering Brief	30	10/20/17
	Plaintiff's Reply Brief	20	11/3/17
	Defendants' Sur-Reply Brief	10	11/17/17
	Joint Brief Filing	n/a	11/30/17

The parties shall copy and paste their unfiled briefs into a single brief per group, with their positions on each claim term in sequential order, in substantially the form below.

### **JOINT CLAIM CONSTRUCTION BRIEF**

- I. Agreed-upon Constructions
- II. Disputed Constructions
  - A. [TERM 1]
    - 1. Plaintiff's Opening Position
    - 2. Defendant's Answering Position
    - 3. Plaintiff's Reply Position
    - 4. Defendant's Sur-Reply Position
  - B. [TERM 2]
    - 1. Plaintiff's Opening Position
    - 2. Defendant's Answering Position
    - 3. Plaintiff's Reply Position
    - 4. Defendant's Sur-Reply Position

Etc. The parties need not include any general summaries of the law relating to claim construction. If there are any materials that would be submitted in an appendix, the parties shall submit them in a Joint Appendix corresponding to each Joint Brief.

POTTER ANDERSON & CORROON LLP

MORRIS, NICHOLS, ARSHT & TUNNELL LLP

*/s/ Philip A. Rovner*

*/s/ Stephen J. Kraftschik*

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*Attorneys for Plaintiff*

*Attorneys for Defendants*

July 11, 2017

SO ORDERED this \_\_\_\_ day of July, 2017.

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United States District Judge