

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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

**[PROPOSED] ORDER “A” REGARDING MOTION TO COMPEL COMPLIANCE
WITH SPECIAL MASTER ORDER NO. 2 AND SANCTIONS**

IT IS HEREBY ORDERED this _____ day of _____, 2017, that Defendants’ Motion to Compel is GRANTED. Plaintiff shall:

- (1) be precluded from accusing any broadcast channel;
- (2) be precluded from accusing any method;
- (3) be precluded from arguing that the Accused Products practice the Broadcasting Limitations as described in elements 1-c, 1-d, 13-e, and 13-f in the ‘344 and ‘966, and claim 22 of the ‘634 patent charts;
- (4) be precluded from arguing that the Accused Products practice the Connect or Disconnect Limitations as described in elements 1-b, 1-e and 1-f of the ‘069 patent chart and elements 1-b, 1-c, 11-b, and 11-c of the ‘147 patent chart;

(5) be precluded from asserting infringement under the doctrine of equivalents;

(6) be precluded from accusing any networks other than those specifically identified in its responses to interrogatories 7 and 9; and

(7) be precluded from asserting any factual allegations other than those specifically cited in its responses to interrogatories 7 and 9.

Furthermore, Plaintiff shall pay a monetary sanction of Defendants' expenses incurred as a result of Plaintiff's failure to give discovery and comply with the Special Master's Order Nos. 2 and 3. Defendants shall submit to the Special Master an accounting of the expenses incurred.

Special Master Allen M. Terrell, Jr.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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

[PROPOSED] ORDER “B” REGARDING MOTION TO PRECLUDE, STRIKE AND COMPEL AND FOR AN ORDER TO SHOW CAUSE REGARDING DR. ABARBANEL

IT IS HEREBY ORDERED this _____ day of _____, 2017, that that Dr. Abarbanel’s errata to his deposition transcript are stricken, plaintiff is precluded from relying on Dr. Abarbanel’s testimony, and that Kramer Levin and Kramer Levin and Dr. Abarbanel are compelled to explain their conduct and produce all communications and relevant documents.

Special Master Allen M. Terrell, Jr.

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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TAKE-TWO INTERACTIVE SOFTWARE,)	
INC., ROCKSTAR GAMES, INC. and)	
2K SPORTS, INC.,)	
)	
Defendants.)	

**[PROPOSED] ORDER “C” REGARDING
EXPERT REPORT FRAMEWORK**

WHEREAS, the Special Master, having consider Defendants’ Motion for an Order
Governing Expert Discovery;

IT IS HEREBY ORDERED this _____ day of _____, 2017, that
Defendants’ Motion is GRANTED. Expert discover shall be governed by the following
framework:

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