

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

ACCELERATION BAY LLC,)	
)	C.A. No. 16-453 (RGA)
Plaintiff,)	
)	
v.)	
)	
ACTIVISION BLIZZARD, INC.,)	
)	
Defendant.)	
<hr/>)	
ACCELERATION BAY LLC,)	
)	C.A. No. 16-454 (RGA)
Plaintiff,)	
)	
v.)	
)	
ELECTRONIC ARTS INC.,)	
)	
Defendant.)	
<hr/>)	
ACCELERATION BAY LLC,)	
)	C.A. No. 16-455 (RGA)
Plaintiff,)	
)	
v.)	
)	
TAKE-TWO INTERACTIVE SOFTWARE,)	
INC., ROCKSTAR GAMES, INC., and 2K)	
SPORTS, INC.,)	
)	
Defendants.)	
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[PROPOSED] SUPPLEMENTAL CLAIM CONSTRUCTION ORDER

The Court, having considered the parties’ briefing on claim construction (D.I. 281 and 321)¹, and in accordance with the reasoning set forth in the Court’s Memorandum Opinions (D.I. 386 and 387), **IT IS HEREBY ORDERED** that the terms of U.S. Patent Nos. 6,701,344 (the “344 Patent”), 6,714,966 (the “966 Patent”), 6,829,634 (the “634 Patent”), 6,910,069 (the

¹ Citation to “D.I. ___” refer to the docket in C.A. No. 16-453, unless otherwise noted.

“’069 Patent”), 6,732,147 (the “’147 Patent”), and 6,920,497 (the “’497 Patent”) set forth below are construed as follows:

Term No.	Claim Term	Patent(s)	Construction
14	“connection”	’344/ 12, 13, 14, 15; ’966/ 12, 13; ’634/ 19, 22; ’069/ 1, 11;	“connection between two participants, with no other participants in between, through which data can be sent a received”
		’147/ 1, 11, 15, 16; ’497 9. 16	“connection between two computers, with no other computers in between, through which data can be sent a received”
15	[1] “neighbor”; [2] “neighbors”; [3] “neighboring”	’344/ 12, 13, 14, 15; ’966/ 12, 13; ’634/ 19, 22; ’069/ 1	[1] “a neighbor of a participant is another participant that has a connection to the first participant, with no other participants in between” [2] “the neighbors of a participant are additional participants that each have a connection to the first participant, with no other participants in between the first participant and each additional participant” [3] “being a neighbor of”
		’147/ 1, 11, 15, 16	[1] “a neighbor of a computer is another computer that has a connection to the first computer, with no other computers in between” [2] “the neighbors of a computer are additional computers that each have a connection to the first computer, with no other computer in between the first computer and each additional computer” [3] “being a neighbor of”

Term No.	Claim Term	Patent(s)	Construction
19	“thus resulting in non-complete graph”	’344/ 12, 13, 14, 15; ’966/ 12, 13; ’634/ 19, 22	“thus the graph is configured to maintain a non-complete state”
20	“data”	’344/ 12, 13, 14, 15; ’966/ 12, 13; ’634/ 22	plain and ordinary meaning
22	“broadcast channel(s)”	’344/ 12, 13, 14, 15; ’966/ 12, 13; ’634/ 19, 22	“communications network consisting of interconnected participants where each participant receives all data broadcasted on that communications network”
		’147/ 1, 11, 15, 16	“communications network of interconnected computers where each computer receives all data broadcasted on that communications network”
27	“computer readable medium”	’634/ 19, 22; ’147/ 11, 14, 15, 16	“any medium for storing or transporting computer readable instructions, including memory, storage device, carrier waves, and communications links”
29	[1] “fully connected portal computer” [2] “located portal computer”	[1] ’634/ 19, 22; [2] ’069/ 1, 11	“connected to exactly m neighboring participants”
30	“each participant being connected to three or more other participants”	’069/ 1, 11	“each participant being connected to the same number of other participants in the network, where the number is three or more”
31	“sends an edge connection request to a number of randomly selected neighboring participants to which the seeking participant is to connect”	’069/ 1, 11	“sends a message through a number of randomly selected connections until fully connected participants are identified to which the seeking participant is to connect”

Term No.	Claim Term	Patent(s)	Construction
32	“connection port search message”	'147/ 1, 11	“a message sent to locate a computer with less than m neighbors”
33	“in order to maintain an m-regular graph”	'147/ 1, 11	“in order to maintain the broadcast channel as m-regular following disconnection”
34	“list of neighbors”	'147/ 1, 11	plain and ordinary meaning
38	“wherein an originating participant send data to the other participants by sending the data through each of its connections to its neighbor participants”	'344/ 12, 13, 14, 15; '634/ 1; '966/ 1, 13.	“data is sent from an originating participant to the other participants by broadcasting data through each of its connections to its neighbor participants”
39	“wherein each participant sends data that it receives from a neighbor participant to its other neighbor participants”	'344/ 12; '966/ 12	“each participant receives data from a neighboring participant and rebroadcasts the received data to its other neighbor participants”
40	“wherein each participant sends data that it receives from a neighboring participant to its neighbor participants”	'344/ 13, 14, 15; '966/ 13	“each participant receives data from a neighboring participant and rebroadcasts the received data to its other neighbor participants”

IT IS SO ORDERED this _____ day of December, 2017

United States District Judge

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