

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.)

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

IT IS HEREBY ORDERED that the terms below should be construed as follows:¹

| Term No. | Term | Construction | Phase |
|----------|--|--|-------|
| 10 | Network ('344 pat., cl. 13; '966 pat., cl. 13) | Each of the broadcast channels | 3 |
| 24 | A non-routing table based computer readable medium containing instructions for controlling communications of a participant of a broadcast channel within a network ('634 pat., cl. 19) | The preamble is limiting. "A computer-readable medium containing instructions that control communications of a participant of a broadcast channel within a network that does not use routing table(s)" | 3 |
| 25 | A computer-based, non-routing table based, non-switch based method for adding a participant to a network of participants ('069 pat., cl. 1) | The preamble is limiting. "A computer-based method for adding a participant to a network of participants that does not use routing table(s) or switches" | 3 |

Date

United States District Judge

¹ With respect to terms 10, 24, and 25, Defendants do not waive any issues raised in the claim construction briefing, including indefiniteness, *In re Beauregard* and/or Printed Matter. Defendants expressly reserve the right to later address these issues.