

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

ACCELERATION BAY LLC,)	
)	
Plaintiff,)	
)	C.A. No. 16-453 (RGA)
v.)	
)	
ACTIVISION BLIZZARD, INC.,)	
)	
Defendant.)	
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ACCELERATION BAY LLC,)	
)	
Plaintiff,)	
)	C.A. No. 16-454 (RGA)
v.)	
)	
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.)	

**PLAINTIFF ACCELERATION BAY LLC’S MOTION FOR SUMMARY JUDGMENT
OF INFRINGEMENT AND VALIDITY AND MOTION TO EXCLUDE EXPERT
TESTIMONY OF CATHARINE M. LAWTON**

Plaintiff Acceleration Bay LLC (“Acceleration Bay”) respectfully moves in C.A. No. 16-453, pursuant to Fed. R. Civ. P. 56, the Court’s Oral Order dated January 18, 2017, and the Scheduling Order, as amended, for summary judgment of infringement of United States Patent 6,701,344 (“the ’344 Patent”) against Defendant Activision Blizzard, Inc. (“Activision”).

Acceleration Bay also moves in C.A. No. 16-453 to exclude the testimony of Activision's expert Catharine M. Lawton pursuant to Fed. R. Evid. 702 and *Daubert v. Merrell Dow Pharma.*, 509 U.S. 579. Finally, Acceleration Bay moves in all three of the above captioned actions for summary judgment of validity of the asserted claims of the '344 Patent, and U.S. Patent Nos. 6,714,966, 6,910,069, 6,732,147, 6,829,634, and 6,920,497.

The grounds for these motions are fully set forth in the omnibus Opening Brief and the Declaration of Paul Andre, with Exhibits 1-62, the Declaration of Nenad Medvidović, Ph.D., the Declaration of Michael Mitzenmacher, Ph.D., and the Declaration of Michael Goodrich, Ph.D., filed contemporaneously herewith, and upon the papers, records and pleadings on file with the Court.

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