## EXHIBIT 1

1	IN THE UNITED STATES DISTRICT COURT
2	IN AND FOR THE DISTRICT OF DELAWARE
3	
4	ACCELERATION BAY, LLC, : CIVIL ACTION
5	Plaintiff, :
6	vs. :
7	: ACTIVISION BLIZZARD, :
8	: Defendant. : NO. 16-0453-RGA
9	ACCELERATION BAY, LLC, : CIVIL ACTION
10	: Plaintiff, :
11	vs. :
12 13	ELECTRONIC ARTS INC., :
14	Defendant. : NO. 16-0454-RGA
15	
16	Wilmington, Delaware
17	Monday, December 18, 2017 9:03 o'clock, a.m.
18	
19	BEFORE: HONORABLE RICHARD G. ANDREWS, U.S.D.C.J.
20	
21	
22	
23	
24	Valerie J. Gunning Official Court Reporter
2 5	



1 channel within a network. MR. HANNAH: Your Honor, we have some 2 2 housekeeping issues that we can kind of take care of, THE COURT: Yes. 3 take some terms off the table based on the recent 3 MR. HANNAH: We would agree that defendant's 4 4 submission. proposed construction, which is a computer-readable medium 5 THE COURT: All right. Tell me about this happy 5 containing instructions that control communications of a 6 6 news. participant of a broadcast channel within a network that 7 7 does not use routing tables, we would agree with that MR. HANNAH: It's indeed happy, Your Honor. 8 8 So, again, we reiterated our position that, you construction for claim, for term 24, which is claim 19 of 9 9 know, these terms and all of the terms in the subsequent the '634 patent. 10 10 briefing, the plain and ordinary meaning should apply and THE COURT: I'm sorry. Did the defendant's 11 that would resolve the parties' dispute. However, to the 11 proposal change somewhere in the middle of the briefing? 12 12 extent the Court wishes to construe these terms, we've MR. HANNAH: Your Honor asked for supplemental 13 agreed to the construction of term -- for term 10. 13 briefing, I mean supplemental positions from the defendants, 14 14 THE COURT: Ten, yes. and to the extent that the term is not found. 15 15 MR. HANNAH: 13 of the '344 patent and claim 13 THE COURT: Okay. 16 16 MR. HANNAH: And that was a submission on of the '966 patent. 17 17 And --Friday. We haven't had a chance to respond to that and so 18 THE COURT: Wait a second. These are not terms 18 we analyzed it over the weekend. 19 19 THE COURT: All right. Yes. I'm not apparently that are for today. Right? 20 20 MR. HANNAH: Term 10. sure I even saw that. 21 21 THE COURT: Term 10 is, yes. All right. In any event, whatever is in 22 22 MR. HANNAH: Network. So network within the defendant's letter, you agree with that? 23 23 construct of claim 13 of the '344 patent we would agree MR. HANNAH: Yes, which I just stated. 24 24 would be each of the broadcast channels. THE COURT: Yes. 25 25 THE COURT: Wait. Is term 13 on today's list? MR. HANNAH: I mean, I say I agree to the 7 9 1 MR. HANNAH: I'm sorry if I misspoke. Term 10, construction. I'm not agreeing to the positions that 2 2 and that only relates to claim 13 of the '344 patent. they're taking. 3 THE COURT: Oh, claim 13. Sorry. I'm getting 3 THE COURT: All right. In any event, 24 is 4 claims and terms mixed up here. Okay. 4 resolved in your view? 5 5 MR. HANNAH: I apologize Your Honor. MR. HANNAH: Correct. And then term 25. Now 6 THE COURT: All right. Term 10. I got that. I'm messing up claims and terms. Term 25, which is Claim 1 7 Network. of the '069 patent. Again, defendants propose a 8 MR. HANNAH: Yes. So network within claim 13 of 8 construction for the term, a computer-based, non-routing 9 9 the '344 patent and claim 13 of the '966 patent. We would table based, non-switched based method for adding a 10 10 agree that network, the plain and ordinary meaning is each participant to a network of participants. They proposed a 11 11 of the broadcast channels that comports with Acceleration construction this last Friday, a computer-based method for 12 Based's understanding. 12 adding a participant to a network of participants that does 13 13 And then for term 24, that relates to claim 19 not use routing tables or switches. And we would agree to 14 of the '634 patent. 14 that construction for Claim 1 of the '069 patent. 15 THE COURT: Yes. 15 THE COURT: Okay. 16 MR. HANNAH: We would agree that the preamble, 16 MR. HANNAH: But we met and conferred with the 17 17 which is a computer based non-routing table based defendants and they were fine with taking these off the

network of participants.

term 24. Let's do this in order.

non-switched based method for adding a participant to a

THE COURT: All right. That's term 25.

MR. HANNAH: Term 25. I'm sorry. Let me go to

18

19

20

21

18

19

20

21

22

table. However, they did wish me to inform the Court that

they preserve their indefiniteness arguments and would

submit that on the briefing unless the Court had any

questions regarding those terms this morning.

THE COURT: All right.