

**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, )  
) C.A. No. 16-455 (RGA)

v. )

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

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**[PROPOSED] STIPULATION AND ORDER**

WHEREAS, on July 5, 2017, the Court ordered supplemental briefing on certain claim terms (C.A. No. 16-453, D.I. 206);

WHEREAS, the Court issued a partial Claim Construction Order on September 6, 2017 (C.A. No. 16-453, D.I. 287),

WHEREAS, the Parties have worked together to narrow the remaining disputed claim constructions issues and have reached agreement regarding certain constructions, including regarding Term 34, which was briefed in Phase I, and Terms 11, 12 and 13, which were to have been included in later phases;

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that the terms below should be construed as follows:

	<b>Term</b>	<b>Agreed Upon Construction</b>	<b>Phase</b>
11	“computer”	“a device capable of processing information to produce a desired result”	2
12	“a plurality of participants”	No construction needed.	3
13	“participant” “participants”	“a computer and/or computer process that participates in a network”	2
34	“list of neighbors”	No construction needed.	1

WHEREAS, the number of disputed claim terms being reduced, the parties agree to streamline and combine the Group 3 and Group 4 claim construction briefs into a single joint claim construction brief (for remaining Terms 9, 10, 21, 24, 25, 26, 28, and 37);

WHEREAS, the parties’ Joint Claim Construction Brief for Group 2 includes terms that are no longer in dispute, the parties agree to a one-business day extension to submit their Joint Claim Construction Brief for Group 2 in order to remove terms that are no longer in dispute and streamline the Joint Claim Construction Brief for the Court;

WHEREAS, the requested schedule change combining Group 3 and Group 4 provides for briefing to be complete within the original date for filing the last joint claim construction brief;

IT IS HEREBY STIPULATED by the parties, subject to the approval of the Court, that the parties' Court Ordered Stipulation Regarding Supplemental Claim Construction Briefing, dated July 13, 2017 (C.A. No. 16-453, D.I. 215) is hereby amended as follows:

<b>Event</b>	<b>Current Deadline (All 3 Cases)</b>	<b>Amended Deadline (All 3 Cases)</b>
Group 2 File Joint Claim Construction Brief	9/29/17	10/2/17
Group 3 Plaintiff Amended Opening Brief	9/18/17	10/11/17
Group 3 Defendants' Answering Brief	10/2/17	10/25/17
Group 3 Plaintiff's Reply Brief	10/16/17	11/08/17
Group 3 Defendants' Sur-Reply Brief	10/27/17	11/22/17
Group 3 Joint Brief Filing	10/31/17	11/30/17
Group 4 Plaintiff Opening Br.	10/6/17	N/A
Group 4 Defendants' Answering Brief	10/20/17	N/A
Group 4 Plaintiff's Reply Brief	11/3/17	N/A
Group 4 Defendants' Sur-Reply Brief	11/17/17	N/A
Group 4 Joint Brief Filing	11/30/17	N/A

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*Attorneys for Plaintiff*

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Dated: September 29, 2017

SO ORDERED this \_\_\_\_\_ day of October, 2017

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United States District Judge