

# EXHIBIT “A”

### Exhibit 169

**U.S. Patent No. 6,423,327 vs. L'Oréal Paris Wrinkle Expert 55+ Moisturizer**

The following claim chart includes illustrations and references relating to this accused product, which includes but is not limited to the product listed in the title above, as well as other substantially identical products sold under other names with substantially identical ingredients, formulations, and marketing and/or advertising and/or website materials that L'Oréal designs, produces, sells, and disseminates, including but not limited to L'Oréal Paris Wrinkle Expert 55+ Anti-Wrinkle Eye Treatment. Various sources cited herein are intended to illustrate theories of infringement, and are not intended to exclude other allegations of infringement.

Claim	Claim Element	Evidence of Infringement
1[a]	A method for enhancing the condition of unbroken skin of a mammal	<p>Using L'Oréal Paris Wrinkle Expert 55+ Moisturizer comprises a method for enhancing the condition of unbroken skin of a mammal.</p> <p>For example, using L'Oréal Paris Wrinkle Expert 55+ Moisturizer enhances the condition of unbroken skin. L'Oréal Paris Wrinkle Expert 55+ Moisturizer is intended to be used on human, i.e. mammalian skin.</p> <p><i>See, e.g.</i>, ADENOSINE_00003141-3201</p> <ul style="list-style-type: none"> <li>• “Reduces wrinkles. Improves contours. 24 hour hydration.”</li> <li>• “Wrinkle Expert is L'Oréal Paris’ first daily anti-wrinkle skincare line for all of life’s stages featuring formulas, with selected ingredients, for younger looking skin at every age. Our anti-wrinkle face cream for ages 55+ with Calcium works to strengthen thinning skin and improve smoothness for a more youthful appearance. Visibly reduces signs of aging including wrinkles, sagging contours, and density loss.”</li> <li>• “HOW TO Every morning and night, smooth gently over the face and neck until thoroughly absorbed. For best results, use in conjunction with other L'Oréal Paris products.”</li> </ul>

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1[b]	by reducing one or more of wrinkling, roughness, dryness, or laxity of the skin,	<p>Using L’Oréal Paris Wrinkle Expert 55+ Moisturizer reduces one or more of wrinkling, roughness, dryness, or laxity of the skin.</p> <p><i>See, e.g.,</i> ADENOSINE_00003141-3201</p> <ul style="list-style-type: none"> <li>• “Reduces wrinkles. Improves contours. 24 hour hydration.”</li> <li>• “Wrinkle Expert is L’Oréal Paris’ first daily anti-wrinkle skincare line for all of life’s stages featuring formulas, with selected ingredients, for younger looking skin at every age. Our anti-wrinkle face cream for ages 55+ with Calcium works to strengthen thinning skin and improve smoothness for a more youthful appearance. Visibly reduces signs of aging including wrinkles, sagging contours, and density loss.”</li> <li>• “HOW TO Every morning and night, smooth gently over the face and neck until thoroughly absorbed. For best results, use in conjunction with other L’Oréal Paris products.”</li> </ul>
1[c]	without increasing dermal cell proliferation,	<p>L’Oréal Paris Wrinkle Expert 55+ Moisturizer contains adenosine in an amount that does not increase dermal cell proliferation.</p> <p><i>See</i> forthcoming expert disclosures and/or defendants’ internal, to-be-produced documents.</p>
1[d]	the method comprising topically applying to the skin a composition	<p>Using L’Oréal Paris Wrinkle Expert 55+ Moisturizer is a method comprising topically applying to the skin a composition. L’Oréal directs and/or controls its customers topically applying L’Oréal Paris Wrinkle Expert 55+ Moisturizer.</p> <p><i>See, e.g.,</i> ADENOSINE_00003141-3201</p> <ul style="list-style-type: none"> <li>• “Reduces wrinkles. Improves contours. 24 hour hydration.”</li> <li>• “Wrinkle Expert is L’Oréal Paris’ first daily anti-wrinkle skincare line for all of life’s stages featuring formulas, with selected ingredients, for younger looking skin</li> </ul>

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		<p>at every age. Our anti-wrinkle face cream for ages 55+ with Calcium works to strengthen thinning skin and improve smoothness for a more youthful appearance. Visibly reduces signs of aging including wrinkles, sagging contours, and density loss.”</p> <ul style="list-style-type: none"> <li>• “HOW TO Every morning and night, smooth gently over the face and neck until thoroughly absorbed. For best results, use in conjunction with other L’Oréal Paris products.”</li> </ul>
<p>1[e]</p>	<p>comprising a concentration of adenosine in an amount effective to enhance the condition of the skin without increasing dermal cell proliferation,</p>	<p>L’Oréal Paris Wrinkle Expert 55+ Moisturizer contains a concentration of adenosine in an amount effective to enhance the condition of the skin without increasing dermal cell proliferation.</p> <p>Using L’Oréal Paris Wrinkle Expert 55+ Moisturizer enhances the condition of the skin.</p> <p><i>See</i> claim element 1[a].</p> <p>L’Oréal Paris Wrinkle Expert 55+ Moisturizer contains adenosine in an amount that enhances skin condition.</p> <p><i>See, e.g.,</i> ADENOSINE_00003141-3201.</p> <ul style="list-style-type: none"> <li>• Ingredients: “Adenosine”</li> </ul> <p><i>See also</i> <a href="https://www.lorealparisusa.com/ingredient-library/adenosine.aspx">https://www.lorealparisusa.com/ingredient-library/adenosine.aspx</a> (<i>See</i> ADENOSINE_00001443-1448.)</p> <ul style="list-style-type: none"> <li>• “Adenosine is the nucleoside that is most commonly associated with the body’s energy-transferring processes. It is present in adenosine triphosphate (ATP), an essential biological and chemical signaling molecule. Due to its high-biological profile, adenosine uses in skincare have grabbed the attention of cosmetic companies. As a result, studies have shown the use of adenosine for skin can be an effective method for providing anti-aging benefits. When applied topically,</li> </ul>

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		<p>adenosine-containing products showed significant improvements in the visible signs of aging as well as improving skin smoothness. 1 For this reason, adenosine can most commonly be found in moisturizing skincare products such as creams or serums.”</p> <p><i>See also</i> Abella, M. L. Evaluation of anti-wrinkle efficacy of adenosine-containing products using the FOITS technique. International journal of cosmetic science 28.6, 447-451 (2006). (<i>See</i> ADENOSINE_00001450-1454.)</p> <ul style="list-style-type: none"> <li>• “Both adenosine-containing products led to significant improvements in skin smoothness in the periorbital area. Improvements were evidenced after 3 weeks of product application as measured by Ra and Rz parameters using the FOITS technique, and were steadily confirmed after 2 months, despite severe climatic conditions and independently of the analysis technique that was used with the FOITS data. Adenosine-containing cream also significantly improved glabellar frowns. This study demonstrates the potential beneficial effects of adenosine-containing products on crow's feet and glabellar facial wrinkles.”</li> </ul> <p><i>See also</i> Legendre, J.Y. Formulation, characterization, and efficacy of an adenosine-containing dissolvable film for localized anti-wrinkle effect. Journal of cosmetic science 58.2, 147-155 (2007). (<i>See</i> ADENOSINE_00001449.)</p> <ul style="list-style-type: none"> <li>• “A randomized, placebo-controlled, investigator-blind study was conducted in female volunteers to assess the efficacy of the 1% adenosine-containing dissolvable film. After three weeks and eight weeks, a twice daily application led to a significant decrease in the skin roughness parameters as observed using fast optical in vivo topometry (FOITS).”</li> </ul> <p><i>See also</i> U.S. Patent No. 9,023,826. (<i>See</i> ADENOSINE_00001479-1484.)</p> <ul style="list-style-type: none"> <li>• “In the cosmetic domain, adenosine and its analogs are important active compounds for skin anti-aging due to its function on increasing DNA/protein synthesis in dermal cells.”</li> </ul>
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