

**Exhibit B**

*Philips North America, LLC v. Fitbit, Inc.* (D. Mass) Case No. 1:19-cv-11586-IT  
**Fitbit’s Chart of Additional Claim Terms for Construction [Opposed Petition Filed Separately]**

PATENT & CLAIMS	TERM	PHILIPS’ CONSTRUCTION	FITBIT’S CONSTRUCTION	COURT CONSTRUCTION
U.S. Pat. No. 6,013,007 Claims 1, 21	“means for presenting the athletic performance feedback data to an athlete”	No Construction Necessary <u><b>Proposed Construction:</b></u> a display and/or audio headphones (and equivalents thereof) that presents the athletic performance feedback data to an athlete 35 U.S.C. § 112, ¶ 6 <u><b>Structure:</b></u> a display and/or audio headphones and equivalents thereof ( <i>See, e.g.</i> , Figs. 1A, 2, 3, 5, 6, original claims, col. 4 ll. 4-13, col 4. Ll. 34-40, col. 7 ll. 56-67) <u><b>Function:</b></u> presenting the athletic performance feedback data to an athlete	35 U.S.C. § 112, ¶ 6 Function: presenting the athletic performance feedback data to an athlete Structure: a preset interval or a button to initiate presentation of performance feedback data; audio headphones wired through the CPU in the GPS-based performance monitor to an audio module; the audio module containing: (1) an amplifier connected to a voice/speech synthesizer; or (2) a micro controller generating audio output using a series of stored compressed digital audio files; and feedback data scrolled across a display on the monitor while simultaneously announced via the wired audio headphones. Figs. 1A-C, 2-6, Col. 7:57-67, 4:34-39; 5:50-58, 3:18-39, 4:13-16; 2:22-29; 5:5-10	

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U.S. Pat. No. 6,013,007 Claim 21	“modem”	No construction necessary.  Alternatively: a device that modulates a digital signal into an analog one for transmission and which demodulates a received analog signal into a digital one.	a modulator capable of sending signals through a standard telephone line and a demodulator capable of receiving signals from a standard telephone line	
U.S. Pat. No. 7,088,233 Claim 26	“bi-directional communications module has a powered-down state”	No construction necessary.  Alternatively: bi-directional communications module has a powered state that is lower than the powered-up state	bi-directional communications module consumes no power in powered-down state	
U.S. Pat. No. 7,088,233	“means for signaling the bi-directional communications module to transition from the powered-down state to the powered-up state”	No Construction Necessary  <b><u>Proposed Construction:</u></b> a radiofrequency (RF) receiver, switch, pressure pad, or magnet (or equivalents thereof) that causes the bi-directional communications module to transition from the powered-down state to the powered-up state.  <b><u>Structure:</u></b> a radiofrequency (RF) receiver, mechanical switch, pad, or	35 U.S.C. § 112, ¶ 6  <b><u>Function:</u></b> signaling the bi-directional communications module to transition from the powered-down state to the powered-up state (as construed above)  <b><u>Structure:</u></b> a mechanical switch, pressure pad, magnet, or combination of RF transmitter and un-powered RF receiver that are tuned to the same frequency, and	

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		magnet or equivalents thereof. (See, e.g., Fig. 7, col.14 ll. 35-47)  <b>Function:</b> signaling the bi- directional communications module to transition from the powered-down state to the powered-up state	structural equivalents thereof. Fig. 7, 14:15-60; 16:16-30.  If Philips’ construction of “powered-down state” is adopted, then indefinite, as there is not structure disclosed to signal a transition from a lower-power state to a higher-power state	