

# **EXHIBIT 1012**

**TO PETITIONER GOOGLE INC.'S  
PETITION FOR COVERED BUSINESS  
METHOD REVIEW OF  
U.S. PATENT NO. 8,118,221**

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

**SMARTFLASH LLC, *et al.*,**

**Plaintiffs,**

**v.**

**APPLE, INC., *et al.*,**

**Defendants.**

**Case No. 6:13-cv-00447-KNM**

**JURY TRIAL DEMANDED**

**SMARTFLASH LLC, *et al.*,**

**Plaintiffs,**

**v.**

**SAMSUNG ELECTRONICS CO.,  
LTD., *et al.*,**

**Defendants.**

**Case No. 6:13-CV-00448-KNM**

**JURY TRIAL DEMANDED**

**PLAINTIFFS SMARTFLASH LLC'S AND SMARTFLASH  
TECHNOLOGIES LIMITED'S OPENING CLAIM CONSTRUCTION BRIEF**

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