

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

ALFONSO CIOFFI, et al.,

Plaintiffs,

vs.

GOOGLE INC.,

Defendant.

Civil Action No. 2:13-cv-103 [JRG/RSP]

JURY TRIAL DEMANDED

JOINT NOTICE OF AGREED CONSTRUCTION

Plaintiffs and Defendant Google Inc. file this Notice of Agreed Construction, hereby notifying the Court that the parties have conferred regarding the construction of the claim term “critical file” in Claim 21 of U.S. Patent No. RE43,103, which is now asserted in the case based on the Court’s ruling at the October 28, 2016 hearing. The parties have agreed that “critical file” shall be construed as: “one or more files that are required to start or run the computer’s systems properly.” Accordingly, the construction for this term is not disputed by the parties.

Dated: November 2, 2016

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) on November 2, 2016.

/s/ Michael E. Jones