

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY MOBILE COMMUNICATIONS (USA) INC.
Petitioner

Patent No. 6,771,290
Issue Date: Aug. 3, 2004
Title: COMPUTER INTERFACE METHOD AND APPARATUS WITH
PORTABLE NETWORK ORGANIZATION SYSTEM AND TARGETED
ADVERTISING

EXHIBIT
EXCERPT FROM B.E. TECHNOLOGY, L.L.C.'S
INITIAL INFRINGEMENT CONTENTIONS
TO SONY MOBILE COMMUNICATIONS (USA) INC.

No. IPR2014-00029

On the following pages is the cover pleading to B.E. Technology, L.L.C.'s Initial Infringement Contentions to Sony Mobile Communications (USA) Inc. In addition, attached as Appendix A, are excerpts from the 3980 pages of infringement contention claim charts. The excerpts have been abridged for the Board's convenience and, where appropriate, page numbers have been relabeled pursuant to 37 C.F.R. § 42.63(d)(2)(i).

Inter Partes Review of
U.S. Pat. No. 6,771,290
IPR2014-00029
EXHIBIT

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discovery, future rulings from the Court, any amendments to the pleadings, any additional items of evidence, and/or for any other reason authorized by statute, rule, or applicable case law. B.E. similarly reserves the right to supplement its Initial Infringement Contentions to assert infringement of claims currently not addressed. B.E. further reserves the right to supplement its Initial Infringement Contentions and the associated infringement claim charts after Defendant identifies which claim elements it contends are not present in Defendant's products and/or services, and the bases for any such contentions.

I. L.P.R 3.1: INITIAL INFRINGEMENT CONTENTIONS.

A. Identification Of Asserted Claims.

Based on the information presently known and reasonably available to Plaintiff, Plaintiff identifies Claims 2-3 of U.S. Pat. No. 6,771,290 ("the '290 Patent") to be the Asserted Claims. These contentions of Asserted Claims are, at this stage in the proceedings, necessarily limited in the sense that Plaintiff has had limited access to information concerning the structure and function of Defendant's products and/or services. Plaintiff therefore reserves the right to supplement these contentions as it obtains additional information concerning Defendant's products and/or services over the course of discovery.

The applicable statutory subsections of 35 U.S.C. § 271 for each of the Asserted Claims are as follows:

Claims 2-3 of the '290 Patent: 35 U.S.C. §§ 271(a).

Plaintiff reserves the right to amend, modify, supplement, or narrow these contentions pursuant to Local Patent Rule 3.11 as discovery in this case proceeds.

B. Identification Of Accused Instrumentalities.

Based on the information presently known to B.E., without the benefit of complete discovery from Defendant, B.E. presently accuses at least (but not limited to) the following of

Defendant's products and/or services of infringing the Asserted Claims of the '290 Patent: Sony Android Walkman Z MP3 Player, Sony F Series Walkman Video MP3, Sony Mix Walkman Phone, Sony Xperia J, Sony 3D Blu-ray Disc Player (BDP-S590), Sony 3D Blu-ray Disc Player (BDP-S790), Sony 3D Blu-ray Home Theater System (BDV-E390), Sony 3D Blu-ray Home Theater System (BDV-N790W), Sony 3D Blu-ray Home Theater System (BDV-N890W/Z), Sony Blu-ray Disc Player (BDP-S185), Sony Blu-ray Disc Player (BDP-S390), Sony NSX-46GT1 Google TV, Sony NSZ-GS7 Google TV, Sony NSZ-GT1 Google TV, Sony Live with Walkman, Sony PlayStation 3, Sony PlayStation Portable (including without limitation PSP-1000, PSP-2000, PSP-3000, and PSP Go (PSP-N1000)), Sony PlayStation Vita Wi-Fi, Sony PlayStation Vita 3G/Wi-Fi, Sony Reader (PRST2HBC), Sony Reader (PRST2RC), Sony Reader Pocket Edition, Sony Reader Touch Edition, Sony Reader Wi-Fi (PRS-T1BC), Sony Smart Streaming Player (SMP-N100), Sony Smart Streaming Player (SMP-N200), Sony Smart TV EX640 40", Sony Smart TV EX640 54.6", Sony Smart TV EX645 46", Sony Smart TV EX645 50", Sony Smart TV EX645 60", Sony Smart TV HX750 46", Sony Smart TV HX750 54.6", Sony Smart TV HX850 46", Sony Smart TV HX850 54.6", Sony Smart TV XBR HX950 54.6", Sony Smart TV XBR HX950 64.5", Sony Smart TV XBR X900 84", Sony Tablet P, Sony Tablet S, Sony VAIO Duo 11 Ultrabooks (including without limitation SVD11213CXB and SVD11215CXB), Sony VAIO E Series Laptops (including without limitation SVE14A290X Premium, SVE14A290X Premium Plus, SVE141290X Standard, SVE141290X Enhanced, SVE151290X Standard, SVE151290X Enhanced, SVE151290X Performance, SVE171290X Standard, SVE11125CXW, SVE14125CX, SVE14A25CXS, SVE15122CX, SVE15126CXS, SVE1512KCXS), Sony VAIO L Series Desktops (including without limitation SVL241290X Standard, SVL241290X Enhanced, SVL24125CXW, SVL24127CXB), Sony VAIO S Series

Laptops (including without limitation SVS151290X Performance, SVS151290X Enhanced, SVS151290X Standard, SVS131290X Standard, SVS13A290X Premium, SVS13A290X Premium Plus, SVS15125CXW, SVS1512EPXB, SVS1512DCXB, SVS1512GPXB, SVS13122CX, SVS13127PXB, SVS13A2APXS), Sony VAIO T Series Ultrabooks (including without limitation SVT131290X Standard, SVT131290X Enhanced, SVT141190X Standard, SVT141190X Enhanced, SVT13125CXS, SVT13128CXS, SVT14117CXS), Sony VAIO Tap 20 Mobile Desktops (including without limitation SVJ202190X Standard, SVJ202190X Enhanced, SVJ20215CXW, SVJ20217CXW), Sony Xperia Active, Sony Xperia Advance, Sony Xperia Arc S, Sony Xperia Arc, Sony Xperia Go, Sony Xperia ion, Sony Xperia Mini Pro, Sony Xperia Mini, Sony Xperia miro, Sony Xperia Neo V, Sony Xperia Neo, Sony Xperia P, Sony Xperia PLAY, Sony Xperia PLAY 4G, Sony Xperia PLAY Verizon, Sony Xperia Pro, Sony Xperia Ray, Sony Xperia S, Sony Xperia SL, Sony Xperia Sola, Sony Xperia Tablet S, Sony Xperia tipo dual, Sony Xperia tipo, Sony Xperia TL, Sony Xperia U, Sony Xperia X8, Sony Xperia X10US, any other products and/or services identified in the attached Appendix A, and all reasonably similar products and/or services (“Accused Instrumentalities”). In addition, B.E. presently accuses all of Defendant’s products and/or services with the following features, software, firmware, or applications of infringing the Asserted Claims of the ’290 patent: Android Market, Google Play (including Play Store, Play Music, Play Books, Play Magazines, and Play Movies & TV), YouTube, Sony Entertainment Network (e.g., Music Unlimited and Video Unlimited), PlayStation Store, Netflix, Hulu Plus, Amazon (Prime) Instant Video, Kindle Store, Sony Reader Store, Windows Store, Xbox Video, Xbox Music, Xbox Games, and Sony Media Go (also, “Accused Instrumentalities”).

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