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*Attorneys for Defendants and Counterclaimants
eBay Inc., Skype Technologies SA, and Skype, Inc.*

**UNITED STATES DISTRICT COURT FOR THE DISTRICT OF NEW JERSEY
(NEWARK DIVISION)**

NET2PHONE, INC.,

Plaintiff,

vs.

**EBAY INC., SKYPE TECHNOLOGIES
SA, SKYPE INC., and JOHN DOES 1-10,**

Defendants.

AND RELATED COUNTERCLAIM.

Civil Action No. 06-CV-2469-KSH-PS

**JOINT CLAIM CONSTRUCTION
CHART**

Joint Claim Construction Chart

Net2Phone, Inc. v. eBay Inc., Skype Technologies SA, Skype, Inc., Case No. 06-2469-KSH-PS (D.N.J.)

DISPUTED TERMS/PHRASES

A. Server, Memory, and Database Related Claim Terms/Phrases

Disputed Claim Term/Phrase	Plaintiff's Proposed Construction	Skype's Proposed Construction ¹	Court's Construction
<p>Server</p> <p>See also address server, connection server, and server process.</p> <p>'704, claims 1, 11, 22, 43-44;</p> <p>'066, claims 1-2, 6-7;</p> <p>'365, claims 1, 3;</p> <p>'469, claim 8; and</p> <p>'121, claims 6, 8, 10-11, 13-14.</p>	<p><i>a computer system, or collection of coordinated computer systems, running software that fulfills requests from, or provides a service to, other processes</i></p>	<p><i>a dedicated computer that provides a centralized address directory service to a client</i></p>	
<p>database, directory database</p> <p>'704, claim 43;</p> <p>'066, claims 1-2, 6-7; and</p> <p>'121, claims 8, 10-11.</p>	<p><i>a list or compilation of data stored in computer memory.</i></p>	<p>See, <i>infra</i>, construction for related phrase: “a memory ... for storing a network protocol address for selected of a plurality of processes”</p>	

¹ For the sake of brevity, Skype has omitted certain disputed claim terms/phrases and its identical proposed constructions for several claim phrase variations of the disputed claim phrases identified herein. For the sake of completeness, Skype refers the Court to its claim charts filed as Appendix A to its Opening Claim Construction Brief, and Appendix 1 to its Reply Claim Construction Brief.

Disputed Claim Term/Phrase	Plaintiff's Proposed Construction	Skype's Proposed Construction ¹	Court's Construction
<p>Internet accessible list having a plurality of selected entries</p> <p>'704, claim 32.</p>	<p><i>a list or compilation of data stored in computer memory that is accessible over the internet</i></p>	<p><i>See, infra, construction for related phrase: "a memory ... for storing a network protocol address for selected of a plurality of processes"</i></p>	
<p>network accessible compilation of entries</p> <p>'704, claims 33, 38.</p>	<p><i>a list or compilation of data stored in computer memory that is accessible over a computer network</i></p>	<p><i>See, infra, construction for related phrase: "a memory ... for storing a network protocol address for selected of a plurality of processes"</i></p>	
<p>a memory ... for storing a network protocol address for selected of a plurality of processes</p> <p><i>See also</i> claim phrase variations referring to database, directory database, Internet accessible list, and compilation of entries.</p> <p>'704, claims 2, 4-5, 32-35, 37-40, 42-43;</p> <p>'066, claims 1, 6; and</p> <p>'121, claims 10-11.</p>	<p><i>See, supra, construction for related term: "database"</i></p>	<p><i>a dedicated storage medium for retaining a centralized database of network protocol addresses</i></p>	

B. Transmitting and Receiving Related Claim Terms/Phrases

Disputed Claim Term/Phrase	Plaintiff's Proposed Construction	Skype's Proposed Construction	Court's Construction
<p>connected / on-line</p> <p>'704, claims 1, 2, 4, 5-7, 11, 22, 32-33, 38, 43-44;</p> <p>'066, claims 1-2, 6-8;</p> <p>'365, claim 3;</p> <p>'469, claims 8, 9; and</p> <p>'121, claims 6, 8, 10-11, 13-14.</p>	<p><i>on-line</i></p>	<p><i>See, infra</i>, construction for related phrase: “transmitting, to the server, a query as to whether the second process is connected to the computer network” and “receiving a network protocol address of the second process from the server, when the second process is connected to the computer network”</p>	
<p>transmitting, to the server, a query as to whether the second process is connected to the computer network</p> <p><i>See also</i> claim phrase variations referring to on-line, and accessible.</p> <p>'704, claims 1, 4-7, 11, 22, 43-44;</p> <p>'066, claims 1-2, 6-8;</p> <p>'365, claims 1-3;</p> <p>'121, claims 6, 8, 10-11, 13-14; and</p> <p>'469, claim 9.</p>	<p><i>See, supra</i>, construction for related term: “connected/on-line.”</p>	<p><i>sending, to the server, a question as to whether the computer to receive the communication is currently logged onto the computer network</i></p>	

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