

1 David C. Marcus (SBN: 158704)
david.marcus@wilmerhale.com
2 Matthew J. Hawkinson (SBN: 248216)
matthew.hawkinson@wilmerhale.com
3 Aaron Thompson (SBN: 272391)
aaron.thompson@wilmerhale.com
4 WILMER CUTLER PICKERING
HALE AND DORR LLP
5 350 South Grand Avenue, Suite 2100
Los Angeles, CA 90071
6 Telephone: +1 213 443 5300
Facsimile: +1 213 443 5400

7
8 William F. Lee (*pro hac vice*)
william.lee@wilmerhale.com
9 WILMER CUTLER PICKERING
HALE AND DORR LLP
60 State Street
10 Boston, Massachusetts 02109
Telephone: +1 617 526 6000
11 Facsimile: +1 617 526 5000

12 Attorneys for Defendants and
Counterclaim-Plaintiffs
13 *Hughes Communications Inc.,*
Hughes Network Systems LLC,
14 *DISH Network Corporation,*
DISH Network L.L.C., and
15 *dishNET Satellite Broadband L.L.C.*

16 Additional Counsel Listed on Signature Page

17
18 **UNITED STATES DISTRICT COURT**
19 **CENTRAL DISTRICT OF CALIFORNIA**

20 The CALIFORNIA INSTITUTE OF
TECHNOLOGY,

21 Plaintiff,

22 vs.

23 HUGHES COMMUNICATIONS INC.,
HUGHES NETWORK SYSTEMS LLC,
24 DISH NETWORK CORPORATION,
DISH NETWORK L.L.C., and DISHNET
25 SATELLITE BROADBAND L.L.C.,

26 Defendants.

Case No. 2:13-cv-07245-MRP-JEM

**DEFENDANTS' PRELIMINARY
ELECTION OF ASSERTED
PRIOR ART**

JURY TRIAL DEMANDED

CALTECH EXHIBIT 0014

1 **DEFENDANTS' PRELIMINARY ELECTION OF ASSERTED PRIOR ART**

2 Pursuant to this Court's Standing Order (Dkt. No. 20), the Discovery and
3 Initial Scheduling Order (Dkt. No. 36), and Amended Scheduling Order (Dkt. No.
4 47), Hughes Communications, Inc., Hughes Network Systems, LLC, DISH
5 Network, L.L.C., and dishNET Satellite Broadband, L.L.C. (collectively,
6 "Defendants"), without prejudice to their ability to modify this election of asserted
7 prior art in light of the relatively small amount of fact discovery in this action to
8 date, preliminarily elect to assert the following prior art references in this action:

9 **I. U.S. Patent No. 7,116,710**

10 With respect to U.S. Patent No. 7,116,710, Defendants elect the following
11 prior art references:

12 1. D. Divsalar, H. Jin, and R. J. McEliece, "Coding theorems for 'turbo-
13 like' codes." Proc. 36th Allerton Conf. on Comm., Control and Computing,
14 Allerton, Illinois, pp. 201-210, Sept. 1998.

15 2. D. J. C. MacKay, S. T. Wilson, and M. C. Davey, "Comparison of
16 constructions of irregular Gallager codes." IEEE Trans. Commun., Vol. 47, No.
17 10, pp. 1449-1454, Oct. 1999.

18 3. L. Ping, W. K. Leung, N. Phamdo, "Low density parity check codes
19 with semi-random parity check matrix." Electron. Letters, Vol. 35, No. 1, pp. 38-
20 39, 7th Jan. 1999.

21 4. M. Luby, M. Mitzenmacher, A. Shokrollah, D. Spielman, "Analysis
22 of low density codes and improved designs using irregular graphs." STOC '98
23 Proceedings of the thirtieth annual ACM symposium on Theory of computing, pp.
24 249-258, 1998.

25 5. U.S. Patent No. 6,081,909 (filed Nov. 6, 1997).

26 6. Brendan J. Frey and David J.C. MacKay, "Irregular Turbocodes."
27 Proc. 37th Allerton Conf. on Comm., Control and Computing, Monticello, Illinois,
28 Sep. 1999.

1 7. D. J. C. MacKay, "Gallager codes — recent results." Proceedings of
2 the International Symposium on Communication Theory and Applications,
3 Ambleside, 1999, ed. by M. D. B. Honary and P. Farrell. Research Studies Press,
4 1999.

5 8. H. D. Pfister and P. H. Siegel, "The serial concatenation of rate-1
6 codes through uniform random interleavers." Proc. 37th Allerton Conf. on
7 Comm., Control and Computing, Monticello, Illinois, pp. 260-269, Sep. 1999.

8 9. Source code file "RA.c," written by D. J. C. MacKay at the University
9 of California at San Francisco and made available on or before Jan. 12, 1999

10 10. R. J. McEliece, "Repeat-Accumulate Codes [A Class of Turbo-like
11 Codes that we can analyse]." 1999 Summer Program: Codes, Systems, and
12 Graphical Models, University of Minnesota, Institute for Mathematics and its
13 Applications. Aug. 2-13, 1999.

14 **II. U.S. Patent No. 7,421,032**

15 With respect to U.S. Patent No. 7,421,032, Defendants elect the following
16 prior art references:

17 1. D. Divsalar, H. Jin, and R. J. McEliece, "Coding theorems for "turbo-
18 like" codes." Proc. 36th Allerton Conf. on Comm., Control and Computing,
19 Allerton, Illinois, pp. 201-210, Sept. 1998.

20 2. D. J. C. MacKay, S. T. Wilson, and M. C. Davey, "Comparison of
21 constructions of irregular Gallager codes." IEEE Trans. Commun., Vol. 47, No.
22 10, pp. 1449-1454, Oct. 1999.

23 3. L. Ping, W. K. Leung, N. Phamdo, "Low density parity check codes
24 with semi-random parity check matrix." Electron. Letters, Vol. 35, No. 1, pp. 38-
25 39, 7th Jan. 1999.

26 4. M. Luby, M. Mitzenmacher, A. Shokrollah, D. Spielman, "Analysis
27 of low density codes and improved designs using irregular graphs." STOC '98
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1 Proceedings of the thirtieth annual ACM symposium on Theory of computing, pp.
2 249-258, 1998.

3 5. U.S. Patent No. 6,081,909 (filed Nov. 6, 1997).

4 6. Brendan J. Frey and David J.C. MacKay, "Irregular Turbocodes."
5 Proc. 37th Allerton Conf. on Comm., Control and Computing, Monticello, Illinois,
6 Sep. 1999.

7 7. D. J. C. MacKay, "Gallager codes — recent results." Proceedings of
8 the International Symposium on Communication Theory and Applications,
9 Ambleside, 1999, ed. by M. D. B. Honary and P. Farrell. Research Studies Press,
10 1999.

11 8. H. D. Pfister and P. H. Siegel, "The serial concatenation of rate-1
12 codes through uniform random interleavers." Proc. 37th Allerton Conf. on
13 Comm., Control and Computing, Monticello, Illinois, pp. 260-269, Sep. 1999.

14 9. Source code file "RA.c," written by D. J. C. MacKay at the University
15 of California at San Francisco and made available on or before Jan. 12, 1999

16 10. T. J. Richardson and R. L. Urbanke, "Encoding of Sparse Parity
17 Check Codes." 1999 Summer Program: Codes, Systems, and Graphical Models,
18 University of Minnesota, Institute for Mathematics and its Applications. Aug. 2-
19 13, 1999.

20 11. R. J. McEliece, "Repeat-Accumulate Codes [A Class of Turbo-like
21 Codes that we can analyze]." 1999 Summer Program: Codes, Systems, and
22 Graphical Models, University of Minnesota, Institute for Mathematics and its
23 Applications. Aug. 2-13, 1999.

24 **III. U.S. Patent No. 7,916,781**

25 With respect to U.S. Patent No. 7,916,781, Defendants elect the following
26 prior art references:
27
28

- 1 1. D. Divsalar, H. Jin, and R. J. McEliece, "Coding theorems for 'turbo-
2 like' codes." Proc. 36th Allerton Conf. on Comm., Control and Computing,
3 Allerton, Illinois, pp. 201-210, Sept. 1998.
- 4 2. D. J. C. MacKay, S. T. Wilson, and M. C. Davey, "Comparison of
5 constructions of irregular Gallager codes." IEEE Trans. Commun., Vol. 47, No.
6 10, pp. 1449-1454, Oct. 1999.
- 7 3. L. Ping, W. K. Leung, N. Phamdo, "Low density parity check codes
8 with semi-random parity check matrix." Electron. Letters, Vol. 35, No. 1, pp. 38-
9 39, 7th Jan. 1999.
- 10 4. M. Luby, M. Mitzenmacher, A. Shokrollah, D. Spielman, "Analysis
11 of low density codes and improved designs using irregular graphs." STOC '98
12 Proceedings of the thirtieth annual ACM symposium on Theory of computing, pp.
13 249-258, 1998.
- 14 5. U.S. Patent No. 6,081,909 (filed Nov. 6, 1997) (the "'909 patent").
- 15 6. Brendan J. Frey and David J.C. MacKay, "Irregular Turbocodes."
16 Proc. 37th Allerton Conf. on Comm., Control and Computing, Monticello, Illinois,
17 Sep. 1999.
- 18 7. D. J. C. MacKay, "Gallager codes — recent results." Proceedings of
19 the International Symposium on Communication Theory and Applications,
20 Ambleside, 1999, ed. by M. D. B. Honary and P. Farrell. Research Studies Press,
21 1999.
- 22 8. H. D. Pfister and P. H. Siegel, "The serial concatenation of rate-1
23 codes through uniform random interleavers." Proc. 37th Allerton Conf. on
24 Comm., Control and Computing, Monticello, Illinois, pp. 260-269, Sep. 1999.
- 25 9. Source code file "RA.c," written by D. J. C. MacKay at the University
26 of California at San Francisco and made available on or before Jan. 12, 1999
- 27 10. R. J. McEliece, "Repeat-Accumulate Codes [A Class of Turbo-like
28 Codes that we can analyze]." 1999 Summer Program: Codes, Systems, and

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