



Defendants' representations. If additional titles in the *Call of Duty* or *World of Warcraft* franchises are identified during discovery (or if additional versions of previously identified titles are discovered), Worlds reserves the right to add those versions to this lawsuit.

Based on the information provided by Defendants, the infringing products in the *Call of Duty* franchise include the following games and all versions thereof, across all non-mobile platforms (including PC, Mac, PlayStation 2, PlayStation 3, PlayStation 4, Xbox, Xbox 360, Xbox One, Wii, and Wii-U)<sup>2</sup>: *Call of Duty*; *Call of Duty: United Offensive*; *Call of Duty 2*; *Call of Duty 2: Big Red One*; *Call of Duty 3*; *Call of Duty 4: Modern Warfare*; *Call of Duty 4: Modern Warfare "Reflex Edition"*; *Call of Duty: World at War*; *Call of Duty: Modern Warfare 2*; *Call of Duty: Black Ops*; *Call of Duty: Modern Warfare 3*; *Call of Duty: Ghosts*; and *Call of Duty: Advanced Warfare*. The infringing products in the *World of Warcraft* franchise include the following games and all versions thereof, across all platforms: *World of Warcraft*; *World of Warcraft: Burning Crusade* (expansion set); *World of Warcraft: Wrath of the Lich King* (expansion set); *World of Warcraft: Cataclysm* (expansion set); *World of Warcraft: Mists of Pandaria* (expansion set); *World of Warcraft: Warlords of Draenor* (expansion set). Collectively, these titles in the *Call of Duty* and *World of Warcraft* franchises compose the Accused Products.

In Worlds' First Requests for Production, served August 29, 2012, Worlds requested that defendants produce and make available for inspection source code for all versions and iterations of all titles in the *Call of Duty* and *World of Warcraft* franchises (i.e., the accused products specified above). Worlds' statements herein are based on the source code that defendants have made available in response to those requests for production. Defendants have purported to make available for inspection "source code relating to the Accused Products that is sufficient to show the operation of the accused product(s) or method(s) that Worlds identified in its preliminary

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<sup>2</sup> Worlds does not allege that any mobile versions of *Call of Duty* or *World of Warcraft* are infringing products.

infringement disclosure.” *See, e.g.*, Activision’s Second Supplemental Non-infringement Contentions at 6 (D.I. 52). To the extent Defendants make additional source code available for inspection — or to the extent Defendants’ tendered source code does not include code for all *World of Warcraft* and *Call of Duty* titles and products, or to the extent Defendants’ release or market new *World of Warcraft* or *Call of Duty* titles during the pendency of this lawsuit — Worlds may supplement these contentions or seek other relief from the court. Furthermore, Worlds expressly reserves the right to supplement, augment, or alter its responses herein based on additional information obtained through discovery or other means concerning defendants’ respective products and services.

Worlds incorporates the allegations set forth in its Original and First Amended Complaints as if fully set forth herein, as well as in its Original and Supplemental Disclosures of Claims Infringed. Subject to the above limitations and reservations of right, Worlds makes the following additional disclosures:

Worlds claims that each element of each asserted claim is directly infringed by Defendants. If for any reason the Accused Products are not found to directly meet each element of an asserted claim, Worlds alleges that Defendants are contributing to the infringement of such claim or inducing its infringement by others because the accused functionalities have no substantial non-infringing use, and because Defendants are aware that they are inducing the direct infringement by its users and customers of the Accused Products. Moreover, Worlds claims that each element of each asserted claim is present literally in the Accused Products. Worlds reserves the right to contend that the Accused Products still infringe under the doctrine of equivalents.

Based on information presently available to it, Worlds asserts that defendants infringe at least the following claims of U.S. Patent No. 7,181,690 by their manufacture, sale, offer for sale,

and use of their *Call of Duty* and *World of Warcraft* products having the accused functionality as more fully set forth in Exhibits A and B-1 through B-13: claims 1, 2, 3, 4, 5, 6, 7, 8, 10, 11, 12, 13, 14, 15, 16, 17, and 19.

Based on information presently available to it, Worlds asserts that defendants infringe at least the following claims of U.S. Patent No. 7,493,558 by their manufacture, sale, offer for sale, and use of their *Call of Duty* and *World of Warcraft* products having the accused functionality as more fully set forth in Exhibits C and D-1 through D-13: claims 4, 5, 6, 7, 8, and 9.

Based on information presently available to it, Worlds asserts that defendants infringe at least the following claim of U.S. Patent No. 7,945,856 by their manufacture, sale, offer for sale, and use of their *Call of Duty* and *World of Warcraft* products having the accused functionality as more fully set forth in Exhibits E and F-1 through F-13: claim 1.

Based on information presently available to it, Worlds asserts that defendants infringe at least the following claims of U.S. Patent No. 8,082,501 by their manufacture, sale, offer for sale, and use of their *Call of Duty* and *World of Warcraft* products having the accused functionality as more fully set forth in Exhibits G and H-1 through H-13: claims 1, 2, 3, 4, 5, 6, 7 (World of Warcraft only), 8, 10, 12, 14, 15, and 16 (World of Warcraft only).

Based on information presently available to it, Worlds asserts that defendants infringe at least the following claims of U.S. Patent No. 8,145,998 by their manufacture, sale, offer for sale, and use of their *Call of Duty* and *World of Warcraft* products having the accused functionality as more fully set forth in Exhibits I and J-1 through J-13: claims 1, 18, and 20.

At this time, Worlds knows of no specific limitations of the asserted claims where infringement depends on equivalents. Worlds alleges that if there are any differences between the claim elements in the aforementioned claims and the accused systems or methods, the differences are insubstantial and infringement would exist under the doctrine of equivalents.

Worlds reserves the right to augment and supplement this disclosure after further discovery from defendants.

DATED: July 27, 2015

Respectfully submitted,

WORLDS, INC.

By its attorneys,

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