

QURIO HOLDINGS, INC.,

Plaintiff,

v.

DISH NETWORK LLC,

Defendant.

Civil Action No. 15-cv-00930-HSG

Hon. Haywood S. Gilliam, Jr.

Appendix C

Initial Infringement Contentions of Plaintiff Qurio

DISH Network, L.L.C. (“DISH”) has infringed, and continues to infringe, the asserted claims of the ‘904 Patent under at least 35 U.S.C. §271(a) and §271(b). DISH has infringed directly by making, using, selling, and/or offering to sell in the United States, and/or importing into the United States its DISH Anywhere Mobile App, for use with its media devices, in violation of 35 U.S.C. § 271(a). DISH also actively induces infringement of the claims by its customers and others, including by knowingly and intentionally providing written instructional documents directing its customers to configure and use the systems in a manner that directly infringes the asserted claims, in violation of 35 U.S.C. § 271(b).

As DISH has not yet produced substantive technical documents in this matter relating to the DISH Anywhere Mobile App, these initial infringement contentions are limited to publicly available materials known to Qurio. And, based on the proprietary nature of certain of the DISH Anywhere Mobile App’s features, certain claim limitations may not have been reflected in such publicly available materials. Consequently, Qurio explicitly reserves the right to supplement these initial infringement contentions upon receipt of further information, including non-public information, about the DISH Anywhere Mobile App that was not discovered, despite diligent efforts, before the service of the Infringement Contentions.

U.S. 7,787,904	
DISH ANYWHERE MOBILE APP	
CLAIM LANGUAGE	
<p>1. A mobile device for controlling digital content played by a plurality of media devices comprising:</p>	<p><i>A mobile device running a DISH Anywhere Mobile App is used for controlling digital content (e.g., recorded shows) played by a plurality of media devices (e.g., multiple DISH DVRs). See, e.g., DISH Anywhere App (Q016010-Q016014), DISH Anywhere - Android Apps on Google Play (Q016015-Q016017), DISH Anywhere App Updated with New Interface, Enhanced Personalization Capabilities (Q016018-Q016019), DISH Anywhere Screen Shots (Q016172-Q016219), Hopper Training Guide (Q016220-Q01626).</i></p> <p><i>The media device may be a DISH DVR configured with built-in wireless communication, or another DISH DVR with an associated wireless interface. The wireless interface may be the user's home router used by the media device(s) to communicate. Exemplary DISH DVRs include, without limitation, the Hopper DVR, the ViP722 DVR, the ViP722k DVR, the 612c DVR, the 612 DVR, the 522/625 DVR, the 512 DVR, and the Hopper with Sling, which is a Wi-Fi enabled satellite receiver and DVR (as sometimes referred to by DISH as "the Sling-loaded 922"). For purposes of this analysis, each of the DISH DVRs so configured operates in substantially the same manner and therefore will be hereinafter generally referred to as DISH DVR(s). For purposes of this analysis, the Hopper will be used as an illustrative example of a media device (i.e., DISH DVR). As each of the DISH DVRs so configured is understood by Qurio to operate in substantially the same manner vis-a-vis infringement, Qurio submits that each DISH DVR need not be separately addressed.</i></p> <div style="text-align: center; margin: 20px 0;"> <p>USE AS A REMOTE CONTROL</p> <ol style="list-style-type: none"> 1. Log in to the DISH Anywhere app using your DISH Online ID and Password. If you do not have one, click here (https://my.dish.com/customer-care/usermanagement/prepFindAccountByAcctNumRecNum.do) to register your account. 2. On smartphones: <ol style="list-style-type: none"> a. Select "Guide" from the bottom navigation b. Select the remote icon in the upper left corner (next to the Filter button) to display the on-screen remote control 3. On tablets: Select the remote icon in the upper right corner </div> <div style="text-align: right; margin-top: 10px;"> <p>Mobile device</p> </div>

U.S. 7,787,904

DISH ANYWHERE MOBILE APP

CLAIM
LANGUAGE

Mobile Device

Digital content

Remote: Customers can control their TV from their tablet using a built-in DISH remote. This includes the ability to turn a TV on/off, change channels, adjust volume, access the Hopper menu, and set and playback recorded content.

[Q016019]

What's New

- Completely redesigned look and feel
- View Recommended programs personalized for you
- Use Recents to quickly resume videos you recently watched
- Watchlist allows you to quickly access your favorite programs
- See what's most popular with the What's Hot feature
- Use the media page to view availability across Guide, DVR and On Demand or discover similar movies and shows you may also like.

Media device

• New remote control allows you to control your DISH receiver. Hopper customers can also control your TV.

[Q016017]

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DISH ANYWHERE MOBILE APP

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ENGLEWOOD, Colo.--(BUSINESS WIRE)--DISH rolled out the latest update for its **DISH Anywhere™ app on iPad, Android and Kindle tablets**. DISH Anywhere gives Hopper® with Sling customers the ability to view live, recorded and Video On Demand content at home or on-the-go from their **mobile devices**. The update delivers a modernized user interface and new capabilities that enhance the way customers discover, select and view entertainment.

Mobile device

[Q016018]

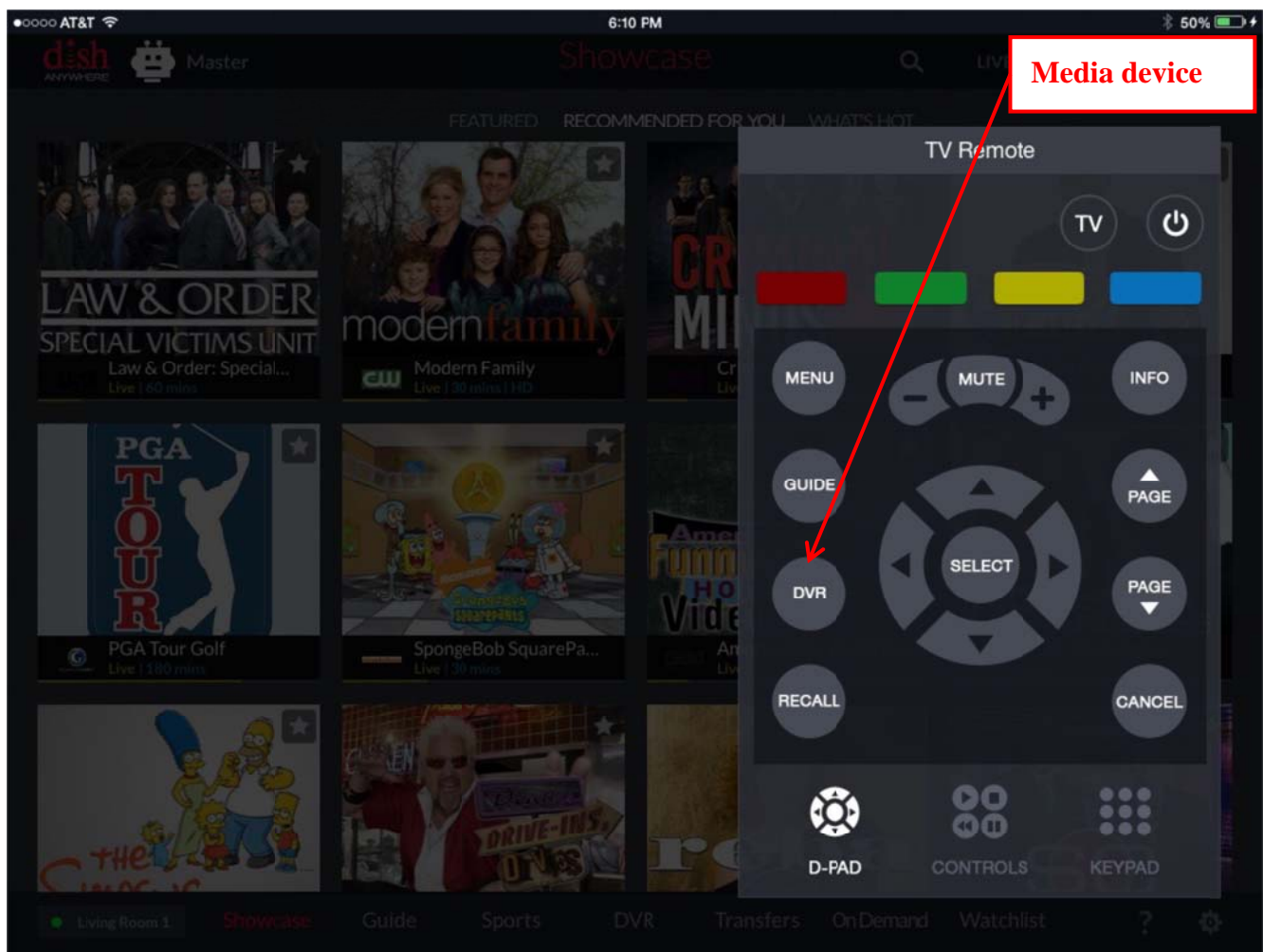
Media page: This feature **aggregates information from the Guide, DVR recordings** and Video On Demand into one place so users can easily **see all of the available ways to watch a specific program**, including, if a show is currently on TV, when upcoming episodes are airing, and whether or not episodes are recorded on their Hopper or accessible within Video On Demand.

Digital content

[Q016018-19]

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DISH ANYWHERE MOBILE APP

CLAIM
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[Q016174]

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