IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

	§	
BLITZSAFE TEXAS, LLC,	§	
	§	
Plaintiff,	§	
	§	Case No. 2:15-cv-1274-JRG-RSP
V.	§	LEAD CASE
	§	
VOLKSWAGEN GROUP OF AMERICA,	§	JURY TRIAL DEMANDED
INC. and VOLKSWAGEN GROUP OF	§	
AMERICA CHATTANOOGA	§	
OPERATIONS, LLC,	§	
	§	
Defendants.	§	
	§	
	§	
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	§	

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS

Plaintiff Blitzsafe Texas, LLC ("Blitzsafe") hereby makes the following infringement disclosures under the Patent Local Rules with respect to United States Patent Nos. 7,489,786 ("the '786 patent") and 8,155,342 ("the '342 patent"), (collectively, "Blitzsafe Patents"). Blitzsafe's investigation is ongoing and discovery is in its preliminary stages. Accordingly, these disclosures are based on information available to Blitzsafe at this time. Blitzsafe reserves the right to supplement this disclosure after further discovery from the defendants and non-parties, particularly documents and other discovery regarding the defendants' accused devices. Blitzsafe also reserves the right to assert additional claims of the Blitzsafe Patents, accuse different products, or find alternative literal and/or equivalent infringing elements in the defendant's products.

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I. DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS PURSUANT TO PATENT LOCAL RULE 3-1

A. ASSERTED CLAIMS

1. Volkswagen Accused Products

Defendants Volkswagen Group of America, Inc. and Volkswagen Group of America Chattanooga Operations, Inc. (collectively, "Volkswagen") have infringed and continue to infringe at least the following claims of the Blitzsafe patents in connection with the Volkswagen Accused Products set forth below:

- Claim 1, 2, 4-8, 13, 14, 23, 24, 44, 47, 57, 58, 60-65, 86, 88-92, 94, 97, and 98 of the '786 patent; and
- Claims 49-54, 56, 62-64, 71, 73-78, 95, 97, 99-101, 106, 109-111, and 120 of the '342 patent.
 - 2. <u>Audi Accused Products</u>

Volkswagen has infringed and continues to infringe at least the following claims of the Blitzsafe patents in connection with the Audi Accused Products set forth below:

- Claim 1, 2, 4-8, 13, 14, 23, 24, 44, 47, 57, 58, 60-65, 86, 88-92, 94, 97, and 98 of the '786 patent; and
- Claims 49-57, 62-64, 66, 68, 70, 71, 73-80, 94, 95, 97, 99-103, 106, 109-111, 113, 115, and 120 of the '342 patent.

Blitzsafe reserves the right to seek leave of court to add, delete, substitute, or otherwise amend this list of asserted claims should further discovery, the Court's claim construction, or other circumstances so merit.

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS

B. ACCUSED INSTRUMENTALITIES

1. Volkswagen Accused Products

a. '786 Patent

Blitzsafe is currently aware that the infotainment systems of the following accused Volkswagen brand Volkswagen automobiles infringe the '786 Patent:

2010-2016 Volkswagen Jetta

2010-2016 Volkswagen Jetta SportWagen

2010-2016 Volkswagen Golf

2010-2016 Volkswagen Golf R

2010-2016 Volkswagen Beetle

2010-2016 Volkswagen Passat

2010-2016 Volkswagen CC

2010-2016 Volkswagen Toureg

2010-2016 Volkswagen Tiguan

2010-2016 Volkswagen Jetta

2010-2016 Volkswagen Eos

b. '342 Patent:

Blitzsafe is currently aware that the infotainment systems of the following accused Volkswagen brand Volkswagen automobiles infringe the '342 Patent:

2010-2016 Volkswagen Jetta

2010-2016 Volkswagen Jetta SportWagen

2010-2016 Volkswagen Golf

2010-2016 Volkswagen Golf R

2010-2016 Volkswagen Beetle

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS

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2010-2016 Volkswagen Passat

2010-2016 Volkswagen CC

2010-2016 Volkswagen Toureg

2010-2016 Volkswagen Tiguan

2010-2016 Volkswagen Jetta

2010-2016 Volkswagen Eos

- 2. Audi Brand Accused Products
 - a. '786 Patent:

Blitzsafe is currently aware that the infotainment systems of the following accused Audi brand Volkswagen automobiles infringe the '786 Patent:

2013-2016 Audi A3/S3

2009-2016 Audi A4/S4/A5/S5/RS5

2009-2016 Audi A6/S6/A7/S7/RS7

2009-2016 Audi A8/S8

2012-2016 Audi Q3

2009-2016 Audi Q5/SQ5

2009-2016 Audi Q7

2009-2016 Audi TT/TT-s/TT-RS

2009-2016 Audi R8

b. '342 Patent:

Blitzsafe is currently aware that the infotainment systems of the following accused Audi brand Volkswagen automobiles infringe the '342 Patent:

2013-2016 Audi A3/S3

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS

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2013-2016 Audi A4/S4/A5/S5/RS5 2012-2016 Audi A6/S6/A7/S7/RS7 2012-2016 Audi A8/S8 2013-2016 Audi Q3 2013-2016 Audi Q5/SQ5 2012-2016 Audi Q7 2013-2016 Audi TT/TT-s/TT-RS

Blitzsafe reserves the right to amend this list of accused instrumentalities, as well as other information contained in this document and the exhibits hereto, to incorporate new information learned during the course of discovery, including, but not limited to, the inclusion of newly released products or any other equivalent devices ascertained through discovery.

C. CLAIM CHARTS

Claim charts identifying a location of every element of every asserted claim of the Blitzsafe Patents within accused products are attached hereto as Appendices A–D. Blitzsafe believes that the Volkswagen Accused Products and Audi Accused Products cited in the claim charts are representative of the Volkswagen Accused Products and Audi Accused Products. Blitzsafe reserves the right to amend these claim charts as well as other information contained in this document and the appendices hereto, to incorporate new information learned during the course of discovery, including, but not limited to, information that is not publically available or readily discernible without discovery. Blitzsafe further reserves the right to amend these claim charts, as well as other information contained in this document and the appendices Accused Products.

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS

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