

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

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| ALACRITECH, INC.,<br><br>v.<br><br>CENTURYLINK COMMUNICATIONS<br>LLC, et al.<br><br>Defendants. | Plaintiff,<br><br>Case No. 2:16-cv-693-JRG-RSP<br><br>LEAD CASE<br><br>JURY TRIAL DEMANDED   |
| ALACRITECH, INC.,<br><br>v.<br><br>WINSTRON CORPORATION, et al.,<br><br>Defendants.             | Plaintiff,<br><br>Case No. 2:16-cv-692-JRG-RSP<br><br>JURY TRIAL DEMANDED<br><br>MEMBER CASE |
| ALACRITECH, INC.,<br><br>v.<br><br>DELL INC.,<br><br>INTEL CORPORATION,<br><br>Intervenor.      | Plaintiff,<br><br>Case No. 2:16-cv-695-RWS-RSP<br><br>JURY TRIAL DEMANDED<br><br>MEMBER CASE |

**ALACRITECH'S OPENING CLAIM CONSTRUCTION BRIEF**

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### **NOTE ON CITATIONS**

- The patents-in-suit, U.S. Patent Nos. 7,124,205 (“the ‘205 patent”); 7,237,036 (“the ‘036 patent”); 7,337,241 (“the ‘241 patent”); 7,673,072 (“the ‘072 patent”); 7,945,699 (“the ‘699 patent”); 8,131,880 (“the ‘880 patent”); 8,805,948 (“the ‘948 patent”); and 9,055,104 (“the ‘104 patent”) are attached as Exhibits A through H, respectively. References to the patents-in-suit are indicated by column and line number, or by claim number. For example, “‘205 4:3-10” refers to Column 4, lines 3-10 of the U.S. Patent No. 7,124,205. *All emphases to patent citations are added unless otherwise noted.*
- The original applications for the ‘205 patent, the ‘241 patent, and the ‘072 patent are attached as Exhibits I, J, and K, respectively.
- The Declaration of Paul S. Min in Support of Plaintiff’s Claim Construction Brief is attached as Exhibit L. References to Dr. Min’s opening declaration are designated “Min 1<sup>st</sup> Decl.” followed by the paragraph number.
- The Rebuttal Declaration of Paul S. Min in Support of Plaintiff’s Claim Construction Brief is attached as Exhibit M. References to Dr. Min’s rebuttal declaration are designated “Min 2<sup>nd</sup> Decl.” followed by the paragraph number.
- The Declaration of Mr. Mark R. Lanning Regarding Claim Construction is attached as Exhibit N. References to Mr. Lanning’s opening declaration are designated “Lanning 1<sup>st</sup> Decl.” followed by the paragraph number.
- The Rebuttal Declaration of Mr. Mark R. Lanning Regarding Claim Construction is attached as Exhibit O. References to Mr. Lanning’s rebuttal declaration are designated “Lanning 2<sup>nd</sup> Decl.” followed by the paragraph number.

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