

'948 Patent Claim<sup>2</sup>  
(P.R. 3-1(a))

Accused Instrumentalities And Where  
(P.R. 3-1(b))

**Dell's Accused Instrumentalities:**

**(i) any version of its server or computer products capable of providing Defined Storage with Intel 82599 10 Gigabit Ethernet Controller; Dell XC Web-Scale Converged Appliance XC730xd-12C with Intel 82599 Controller; Dell XC Web-Scale Converged Appliance XC730xd-12C with Intel 82599 Controller; Dell XC Web-Scale Converged Appliance XC730xd-12C with Intel x540 Controller; Dell XC Web-Scale Converged Appliance XC730xd-12 with Intel x540 Controller; Dell XC Web-Scale Converged Appliance XC730xd-12 with Intel 82599 Controller; Dell XC Web-Scale Converged Appliance XC730xd-12 with Intel 82599 Controller; Dell XC Web-Scale Converged Appliance XC6320-6 with Intel 82599 ControllerES; Dell XC Web-Scale Converged Appliance XC6320-6 with Intel 82599 Controller; Dell XC Web-Scale Converged Appliance XC6320-6 Object Storage Server with Intel 82599 Controller; Dell PowerEdge M620, M630 and M820 server nodes); Dell PowerEdge T710 with Intel 82599 Controller; Dell PowerEdge T630 Tower Server with Emulex Engine XE102 Controller; Dell PowerEdge T630 Tower Server with Intel XL710 Controller; Dell PowerEdge T610 with Intel 82599 Controller; Dell PowerEdge T610 with Intel 82599 Controller; Dell PowerEdge T420 with Intel 82599 Controller;**

'948 Patent Claim<sup>2</sup>  
(P.R. 3-1(a))

Accused Instrumentalities And Where  
(P.R. 3-1(b))

Controller; Dell PowerEdge T420 with Q-Logic 8262 Controller; Dell PowerEdge R930 Rack Server with Intel x540 Controller; Dell PowerEdge R920 with Intel x540 Controller; Dell PowerEdge R910 with Intel x540 Controller; Dell PowerEdge R910 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R900 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R900 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R815 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R810 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R805 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R730 Rack Server with Emulex Engine XE102 Controller; Dell PowerEdge R720XD with Intel x540 Controller; Dell PowerEdge R710 with Emulex OCM10102-FX Controller; Dell PowerEdge R710 with Intel 82599 Controller; Dell PowerEdge R630 Rack Server with Intel x540 Controller; Dell PowerEdge R610 with Intel 82599 Controller; Dell PowerEdge R520 with Q-Logic 8262 Controller; Dell PowerEdge R520 with Intel 82599 Controller; Dell PowerEdge R515 with Emulex OCM10102-FX Controller; Dell PowerEdge R510 with Emulex OCM10102-FX Controller; Dell PowerEdge R510 with Intel 82599 Controller; Dell PowerEdge R420XR with Intel x540 Controller; Dell PowerEdge R420XR with Intel 8262 Controller; Dell PowerEdge R420 with Intel x540 Controller; Dell PowerEdge R415 with Emulex OCM10102-FX Controller; Dell PowerEdge R410 with Emulex OCE10102-IX-D Controller; Dell PowerEdge R330 and Base-T adapter Controller; Dell PowerEdge R320 with Q-Logic 8262 Controller; Dell PowerEdge R320 with Intel 82599 Controller; Dell PowerEdge R220 Rack Server with Emulex Engine XE102 Controller; Dell PowerEdge R220 Rack Server with Intel 82599 Controller; Dell PowerEdge M910 with Emulex OCM10102-F Controller; Dell PowerEdge M830 Blade Server with Intel 82599 Controller; Dell PowerEdge M830 Blade Server with Emulex Engine XE102 Controller; Dell PowerEdge M830 Blade Server with

'948 Patent Claim<sup>2</sup>  
(P.R. 3-1(a))

Accused Instrumentalities And Where  
(P.R. 3-1(b))

Q-Logic 8262-K Controller; Dell PowerEdge M710HD with Emulex Q-Logic 8262-K Controller; Dell PowerEdge M710 with Intel 82599 Controller; Dell PowerEdge M620 with Q-Logic 8262-K Controller; Dell PowerEdge M610x with Emulex OCM10102-F Controller; Dell PowerEdge M610 with Intel 82599 Controller; Dell PowerEdge M520 with Q-Logic 8262-K Controller; Dell PowerEdge M420 with Intel 82599 Controller; Dell PowerEdge C8220x Server with Intel x540 Controller; Dell PowerEdge C8220 Server with Intel x540 Controller; Dell PowerEdge C6320 Rack Server with Intel x540 Controller; Dell PowerEdge C6220 Server with Intel 82599 Controller; Dell PowerEdge C6145 Server with Intel 82599 Controller; Dell PowerEdge C6100 Server with Intel 82599 Controller; Dell Storage with Microsoft Storage Spaces (DSMS) with Intel Ethernet 82599 10

(ii) any version of its server or computer products, including but not limited to any version of its card or adapter products capable of providing, or configured to provide, network connectivity to such server or computer products (e.g., Q-Logic QME8242-k; Q-Logic QME8242-k quad port 10GbE blade KR NDC; Q-Logic 57840S quad port 10G SFP+ rack server network adapter; Q-Logic 57810S dual-port 10GbE KR blade converged NDC; Q-Logic 57810S Dual-port 10GbE BASE-T converged NDC; Q-Logic 57810S Dual-port 10GbE BASE-T converged NDC; Q-Logic 57810S Dual-port 10GbE BASE-T converged NDC; Intel Ethernet Network Daughter Card X540-T2 /1350-T2 with Intel Ethernet Controller I350; Intel Ethernet X520 DA Adapter with Intel Ethernet Controller I350; Intel Ethernet X520 DA Adapter with Intel Ethernet Controller I350; Intel Ethernet Server Adapter X520-T2 with Intel Ethernet 82599 10 Gigabit Ethernet Controller; Intel Ethernet Network Daughter Card X520-DA2 /1350-T2 with Intel Ethernet 82599 10 Gigabit Ethernet Controller; Intel Ethernet Network Daughter Card 10G X520 KR with Intel Ethernet 82599 10 Gigabit Ethernet Controller; Intel Ethernet Network Daughter Card 10G X520 KR with Intel Ethernet 82599 10 Gigabit Ethernet Controller; Intel Ethernet Network Daughter Card 10G X520 KR with Intel Ethernet 82599 10 Gigabit Ethernet Controller; Emulex 10GbE Network Adapter CNA) OCM14104-N1-D with Emulex Engine XE104 Controller; Emulex 10GbE Network Adapter CNA) OCM14104-N1-D with Emulex Engine XE104 Controller; Emulex 10GbE Network Adapter CNA) OCM14104-N1-D with Emulex Engine XE104 Controller;

'948 Patent Claim <sup>2</sup> (P.R. 3-1(a))	Accused Instrumentalities And Where (P.R. 3-1(b))
	<p>Daughter Card CNA OCm14104-UX-D with Emulex Engine XE102  Network Daughter Card CNA OCm14104-U1-D with Emulex Engine  Adapter (Non-CNA) OCe14102-N1-D with Emulex Engine XE102 C  Adapter (CNA) OCe14102-UX-D (12G) with Emulex Engine XE102  Network Adapter (CNA) OCe14102-U1-D (13G) with Emulex Engine  Network Adapter (Non-CNA) OCm14102-N5-D with Emulex Engine  Converged Network Adapter CNA OCm14102-U5-D (13G) with Em  KR Converged Network Adapter CNA OCm14102-U3-D (12G) with  Blade Select Network Daughter Card (Non-CNA) OCm14102-N6-D  Ethernet Blade Select Converged Network Daughter Card CNA OC  Emulex 10Gb Ethernet Blade Select Converged Network Daughter  Controller); and</p> <p>(iii) any of its other activities, products and/or services that use serv  infringing RSC functionality.</p> <p>Dell has committed and continues to commit acts of infringement of clai  Instrumentalities.</p> <p>To the extent that the Court determines that the preamble of this claim is  method for network communication by a host computer having a network  connection with infringing RSC functionality. <i>See</i> [948.1a]-[948.1g], <i>in</i></p> <p>Each of the Dell Accused Instrumentalities comprises a host computer (c  controller, such as the Intel 82599 10 GbE Controller. <i>See, e.g.,</i> "Dell P  Spec") BATES ALA00000029-30, describing the network controller of</p>



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