# Weatherford Internation V. Baker Hughes Oilfield Ope

# IPRs2019-00708 and U.S. Patent No. RE4

Patent Owner's Demo

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# '708 IPR (Giroux)

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## Claim Construction | Claim 1

Claim 1 "requires that the sleeve be capable of me position to the [second,] open position in response passage pressure." EX2001, ¶22 (cited in '708 POR

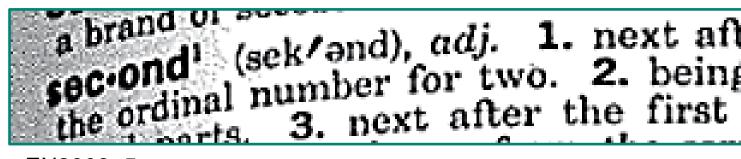
1. A valve for subterranean use, comprising:

- a housing having a passage therethrough and a port in a wall thereof;
- a sleeve having a flow path therethrough movably mounted in said passage of said housing between a first position where said port is closed and a second position where said port is at least in part open;
- a piston associated with said sleeve for moving said sleeve, said piston selectively isolated from passage pressure until a predetermined pressure is reached.

## Claim Construction | PO: Ordinary Meani

**first** (fûrst), adj. **1.** being before all to time, order, rank, importance, etc., number of one: the first edition; the j

EX2003, 4



EX2003, 5

RM

"Applying these meanings, the 'first' position is before respect to order, necessitating that the sleeve be consisted by position before moving to the second position." E POR 5-6).

## Claim Construction | Petitioner: Conventi

"[C]laim 1's use of 'first' and 'second' to distinguish 'is a common patent-law convention to distinguish element or limitation." '708 Reply 2 (quoting *Free Mo* 

"Reciting a *first position* and a *second position* 's impose a serial or temporal limitation." '708 Petition

"But [these] holding[s are] context dependent." '7

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