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21 Attorneys for Plaintiff BlackBerry Limited

22  
23 IN THE UNITED STATES DISTRICT COURT  
24 FOR THE CENTRAL DISTRICT OF CALIFORNIA

25 BLACKBERRY LIMITED, a  
26 Canadian corporation,  
27  
28 Plaintiffs,  
29  
30 v.  
31  
32 SNAP INC., a Delaware corporation  
33  
34 Defendant.

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Case No. 2:18-cv-01844-GW-KS  
LEAD CONSOLIDATED CASE  
Related Case: 2:18-cv-02693-GW-KS

**BLACKBERRY LIMITED'S FINAL  
ELECTION OF ASSERTED  
CLAIMS**

1 Pursuant to the Updated Joint Case Scheduling Report (See Case No. 2:18-cv-  
2 01844 GW(KSx), Dkt. No. 94), the Court’s adoption of the parties’ proposed  
3 schedule (Dkt. 96), and the Court’s order extending time for claim narrowing (Dkt.  
4 200), Plaintiff BlackBerry Limited (“BlackBerry”) hereby submits its Final Election  
5 of Asserted Claims for U.S. Patent Nos. 8,825,084 (“084 Patent”), 8,326,327  
6 (“327 Patent”), 8,301,713 (“713 Patent”), 8,209,634 (“634 Patent”), 8,296,351  
7 (“351 Patent”), 8,676,929 (“929 Patent”) (collectively, the “patents-in-suit” or the  
8 “Asserted Patents”).

9 Discovery is ongoing, and BlackBerry continues to seek discovery from  
10 Defendant Snap Inc. (“Snap”) that may affect BlackBerry’s election of asserted  
11 claims. BlackBerry has served discovery requests on Snap to obtain additional  
12 information relevant to infringement that is in Snap’s possession, custody, or  
13 control. BlackBerry reserves the right to supplement and/or amend these elections  
14 based on the discovery Snap provides in response to BlackBerry’s discovery  
15 requests. In particular, BlackBerry reserves the right to supplement and/or amend  
16 these elections after it has received a complete production of documents, after it has  
17 completed its inspection and review of Defendants’ proprietary and confidential  
18 technical information for the Accused Instrumentalities, including source code and  
19 technical specifications, and after it has had an opportunity to depose Defendant’s  
20 employees and engineers with knowledge of the structure, function, and/or operation  
21 of the Accused Instrumentalities. BlackBerry will provide any such amendments  
22 and/or modifications in accordance with the Court’s guidance, the Case Scheduling  
23 Order, and any amendments thereto.

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| <b>U.S. Patent No.</b>           | <b>Final Election of Asserted Claim(s)</b> |
|----------------------------------|--|
| 8,825,084<br>("the '084 Patent") | 1, 2, 6                                    |
| 8,326,327<br>("the '327 Patent") | 1, 2, 3, 9                                 |
| 8,209,634<br>("the '634 Patent") | 1, 5                                       |
| 8,301,713<br>("the '713 Patent") | 3  |
| 8,296,351<br>("the '351 Patent") | 1, 2, 14, 20, 21                           |
| 8,676,929<br>("the '929 Patent") | 1, 9, 16                                   |

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DATED: May 31, 2019

Respectfully Submitted,

QUINN EMANUEL URQUHART &  
SULLIVAN, LLP

By /s/ James R. Asperger

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**PROOF OF SERVICE**

**STATE OF CALIFORNIA, COUNTY OF SAN FRANCISCO**

At the time of service, I was over 18 years of age and not a party to this action. I am employed in the County of San Francisco, State of California. My business address is 50 California Street, 22<sup>nd</sup> Floor, San Francisco, CA 94111.

On May 31, 2019, I served true copies of the following document(s) described as **BLACKBERRY LIMITED'S FINAL ELECTION OF ASSERTED CLAIMS** on the interested parties in this action as follows:

**SEE ATTACHED LIST**

**BY E-MAIL OR ELECTRONIC TRANSMISSION:** I transmitted PDF format copies of the document(s) described above to the e-mail addresses on the attached Service List. The documents were transmitted by electronic transmission and such transmission was reported as complete and without error.

I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct and that I am employed in the office of a member of the bar of this Court at whose direction the service was made.

Executed on May 31, 2019, at San Francisco, California.

*/s/ Zachary Flood*  
\_\_\_\_\_  
Zachary Flood



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