

No.	Case	Status
2	<i>Realtime Data LLC d/b/a IXO v. Thomson Reuters Corporation et al.</i> No. 1:11-cv-06698-RJH (S.D. New York) (transferred from E.D. Texas; 6:09-cv-00333-LED)	Case Terminated 11/9/2012; Opinion of the Court of Appeals for the Federal Circuit received 01/27/2014
3	<i>Realtime Data LLC d/b/a IXO v. Morgan Stanley et al.</i> , No. 1:11-cv-06696-RJH (S.D. New York) (transferred from E.D. Texas; 6:09-cv-00326-LED)	Case Terminated 11/9/2012; Opinion of the Court of Appeals for the Federal Circuit received 01/27/2014
4	<i>Realtime Data LLC d/b/a IXO v. CME Group Inc., et al.</i> , No. 1:11-cv-06697-RJH (S.D. New York) (transferred from E.D. Texas; No. 6:09-cv-00327-LED)	Case Terminated 11/9/2012; Opinion of the Court of Appeals for the Federal Circuit received 01/27/2014
5	<i>Chicago Board Options Exchange, Inc., v. Realtime Data LLC d/b/a IXO</i> , No. 09-cv-4486 (N.D. Ill.)	Dismissed
6	<i>Thomson Reuters Corporation v. Realtime Data, LLC d/b/a IXO</i> , No. 1:09-cv-07868-RMB (S.D.N.Y)	Consolidated with Case No. 2
7	<i>Realtime Data, LLC d/b/a IXO v. CME Group Inc., et al. (II)</i> , No. 6:10-cv-246 (E.D. Texas)	Consolidated with Case No. 4
8	<i>Realtime Data LLC d/b/a IXO v. Thomson Reuters Corporation et al. (II)</i> , No. 6:10-cv-247 (E.D. Texas)	Consolidated with Case No. 2
9	<i>Realtime Data, LLC d/b/a IXO v. Morgan Stanley, et al. (II)</i> , No. 6:10-cv-248 (E.D. Texas)	Consolidated with Case No. 3
10	<i>Realtime Data, LLC d/b/a IXO v. MetroPCS Texas, LLC et al.</i> , No. 6:10-cv-00493 (E.D. Texas)	Appeal Terminated
11	<i>Realtime Data, LLC d/b/a IXO v. Microsoft Corporation, et al.</i> , No. 4:14-cv-00827 (E.D. Texas)	Dismissed 5/1/2015
12	<i>Realtime Data, LLC d/b/a IXO v. Actian Corporation, et al.</i> , No. 6:15-cv-00463 (E.D. Texas)	Order to submit claim constructions 4/10/2017
13	<i>Realtime Data, LLC d/b/a IXO v. Dropbox, Inc.</i> , No. 6:15-cv-00465 (E.D. Texas)	Dismissed 2/22/2016
14	<i>Realtime Data, LLC d/b/a IXO v. Echostar Corporation, et al.</i> , No. 6:15-cv-00466 (E.D. Texas)	Consolidated with Case No. 12
15	<i>Realtime Data, LLC d/b/a IXO v. Riverbed Technology, Inc., et al.</i> , No. 6:15-cv-00468 (E.D. Texas)	Consolidated with Case No. 12
16	<i>Realtime Data, LLC d/b/a IXO v. BMC Software, Inc.</i> , No. 6:15-cv-00464 (E.D. Texas)	Terminated 10/5/ 2015
17	<i>Realtime Data, LLC d/b/a IXO v. Oracle America, Inc., et al.</i> , No. 6:15-cv-00467 (E.D. Texas)	Consolidated with Case No. 22

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18	<i>Realtime Data, LLC d/b/a IXO v. SAP America, Inc., et al.</i> , No. 6:15-cv-00469 (E.D. Texas)	Consolidated with Case No. 12
19	<i>Realtime Data, LLC d/b/a IXO v. Teradata Corporation, et al.</i> , No. 5:16-cv-01836 (N.D. Cal.) (transferred from E.D. Texas; 6:15-cv-00470)	Case dismissed 5/18/2016
20	<i>Realtime Data, LLC d/b/a IXO v. Apple Inc.</i> , No. 3:16-cv-02595 (transferred from E.D. Texas; 6:15-cv-00885)	Stayed pending <i>inter partes</i> review 3/27/2017
21	<i>Realtime Data LLC d/b/a IXO v. Hewlett Packard Enterprise Co., et al.</i> , No. 6:16-cv-00086 (E.D. Texas)	Transferred to N.D. California – Case No. 42
22	<i>Realtime Data LLC d/b/a IXO v. Oracle America, Inc.</i> , No. 6:16-cv-00088 (E.D. Texas)	Final Judgment all claims dismissed 5/15/2017
23	<i>Realtime Data LLC d/b/a IXO v. CenturyLink, Inc., et al.</i> , No. 6:16-cv-00087 (E.D. Texas)	Stayed pending <i>inter partes</i> review 3/1/2017
24	<i>Realtime Data LLC d/b/a IXO v. Dell, Inc., et al.</i> , No. 6:16-cv-00089 (E.D. Texas)	Stayed pending <i>inter partes</i> review 2/7/2017
25	<i>Realtime Data LLC d/b/a IXO v. Teradata Operations, Inc.</i> , No. 2:16-cv-02743 (C.D. Cal.)	Stayed pending <i>inter partes</i> review 2/25/2017
26	<i>Realtime Data LLC d/b/a IXO v. Rackspace US, Inc., et al.</i> , No. 6:16-cv-00961 (E.D. Texas)	Motion to Stay denied 4/24/2017
27	<i>Realtime Data LLC d/b/a IXO v. Fujitsu America, Inc. et al.</i> , No. 6:16-cv-01035 (E.D. Texas)	Transferred to N.D. California – Case No. 41
28	<i>Realtime Data LLC d/b/a IXO v. Vembu Technologies, Inc.</i> , No. 6:16-cv-01037 (E.D. Texas)	Consolidated with Case No. 26
29	<i>Realtime Data LLC d/b/a IXO v. Oracle America, Inc.</i> , No. 6:17-cv-00046 (E.D. Texas)	Final Judgment case dismissed 5/8/2017
30	<i>Realtime Data LLC d/b/a IXO v. EchoStar Corporation et al.</i> , No. 6:17-cv-00084 (E.D. Texas)	Amended complaint 6/6/2017
31	<i>Realtime Data LLC d/b/a IXO v. Acronis, Inc.</i> , No. 6:17-cv-00118 (E.D. Texas)	Filed 2/27/2017
32	<i>Realtime Data LLC d/b/a IXO v. Array Networks, Inc.</i> , No. 6:17-cv-00119 (E.D. Texas)	Filed 2/27/2017
33	<i>Realtime Data LLC d/b/a IXO v. Barracuda Networks, Inc.</i> , No. 6:17-cv-00120 (E.D. Texas)	Answer to Complaint 4/24/2017
34	<i>Realtime Data LLC d/b/a IXO v. Carbonite, Inc. et al.</i> , No. 6:17-cv-00121 (E.D. Texas)	Answer and counterclaim 5/9/2017
35	<i>Realtime Data LLC d/b/a IXO v. Circadence Corporation</i> , No. 6:17-cv-00122 (E.D. Texas)	Final Judgment case dismissed 4/25/2017
36	<i>Realtime Data LLC d/b/a IXO v. CommVault Systems, Inc. et al.</i> , No. 6:17-cv-00123 (E.D. Texas)	Amended complaint 5/18/2017

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37	<i>Realtime Data LLC d/b/a IXO v. Exinda Inc.</i> , No. 6:17-cv-00124 (E.D. Texas)	Amended answer to Complaint 5/30/2017
38	<i>Realtime Data LLC d/b/a IXO v. NETGEAR, Inc.</i> , No. 6:17-cv-00125 (E.D. Texas)	Amended answer to Complaint 5/30/2017
39	<i>Realtime Data LLC d/b/a IXO v. Synacor Inc.</i> , No. 6:17-cv-00126 (E.D. Texas)	Answer to Complaint 5/5/2017
40	<i>Realtime Data LLC d/b/a IXO v. Riverbed Technology, Inc.</i> , No. 6:17-cv-00198 (E.D. Texas)	Filed 4/3/2017
41	<i>Realtime Data LLC v. Fujitsu America, Inc. et al.</i> , No. 3:17-cv-02109 (N.D. Cal.)	Transferred in from E.D. Texas 4/17/2017
42	<i>Realtime Data LLC v. Silver Peak Systems, Inc.</i> , No. 4:17-cv-02373 (N.D. Cal.)	Transferred in from E.D. Texas 4/26/2017
43	<i>Realtime Data LLC v. Riverbed Technology, Inc.</i> , No. 3:17-cv-03182 (N.D. Cal.)	Filed 6/2/2017
44	<i>Realtime Data LLC d/b/a IXO v. Array Networks Inc.</i> , No. 1:17-cv-00800 (D. Del.)	Filed 6/21/2017
45	<i>Realtime Data LLC d/b/a IXO v. Barracuda Networks, Inc.</i> , No. 1:17-cv-00893 (D. Del.)	Filed 7/5/2017
46	<i>Realtime Data LLC d/b/a IXO v. CommVault Systems, Inc.</i> , No. 1:17-cv-00925 (D. Del.)	Filed 7/10/2017
47	<i>Realtime Data LLC d/b/a IXO v. Acronis, Inc.</i> , No. 1:17-cv-11279 (D. Mass.)	Filed 7/12/2017
48	<i>Realtime Data LLC d/b/a IXO v. DISH Network Corporation et al.</i> , 6:17-cv-00421 (E.D. Texas)	Case severed from 6:17-cv-84 7/19/2017

#### Information Disclosure Statement

Listed on accompanying IDS Forms PTO/SB/08a equivalent and/or PTO/SB/08b equivalent are documents that may be considered material to the patentability of this application as defined in 37 C.F.R. §1.56, and in compliance with the duty of disclosure requirements of 37 C.F.R. §§ 1.97 and 1.98.

Where the publication date of a listed document does not provide a month of publication, the year of publication of the listed document is sufficiently earlier than the effective U.S. filing date and any foreign priority date so that the month of publication is not in issue. Applicant has listed

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publication dates on the attached IDS Forms based on information presently available to the undersigned. However, the listed publication dates should not be construed as an admission that the information was actually published on the date indicated.

Applicant reserves the right to establish the patentability of the claimed invention over any of the information provided herewith, and/or to prove that this information may not be prior art, and/or to prove that this information may not be enabling for the teachings purportedly offered.

This statement should not be construed as a representation that a search has been made, or that information more material to the examination of the present patent application does not exist. The Examiner is specifically requested not to rely solely on the material submitted herewith.

Filing under 37 C.F.R. § 1.97(e)(2). No item of information contained in the IDS was cited in a communication from a foreign patent office in a counterpart foreign application, and, to the knowledge of the person signing the certification after making reasonable inquiry, no item of information contained in the IDS was known to any individual designated in 37 CFR 1.56(c) more than three months prior to the filing of the IDS. In addition:

Statement under 37 C.F.R. § 1.97(e)(2). I hereby state that no item of information in this Information Disclosure Statement was cited in a communication from a foreign patent office in a counterpart foreign application and, to my knowledge after making reasonable inquiry, was known to any individual designated in 37 C.F.R. § 1.56(c) more than three months prior to the filing of this Information Disclosure Statement. 37 C.F.R. § 1.97(e)(2).

In accordance with 37 C.F.R. § 1.98(a)(2)(ii), no copies of U.S. patents and patent application publications cited as documents **US1-US15** on the attached IDS Forms are submitted.

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Copies of the **FP1** and **NPL1-NPL57** documents were cited by or submitted to the Office in an IDS that complies with 37 C.F.R. § 1.98(a)-(c) in Application No. 14/733,565, filed June 8, 2015 (now pending), which is relied upon for an earlier filing date under 35 U.S.C. § 120. Thus, copies of these documents are not attached. 37 C.F.R. § 1.98(d).

It is expected that the examiner will review the prosecution and cited art in the parent application nos. 14/733,565, filed June 8, 2015 (now pending); 14/577,286, filed December 19, 2014 (now abandoned); 14/134,933, filed December 19, 2013 (now U.S. Patent No. 8,929,442); 14/033,245, filed September 20, 2013 (now U.S. Patent No. 8,934,535); 13/154,239, filed June 6, 2011 (now U.S. Patent No. 8,553,759); 12/123,081, filed May 19, 2008 (now U.S. Patent No. 8,073,047); and 10/076,013, filed February 13, 2002 (now U.S. Patent No. 7,386,046), in accordance with MPEP 2001.06(b), and indicate in the next communication from the office that the art cited in the earlier prosecution history has been reviewed in connection with the present application.

In accordance with the Federal Circuit decision in *Dayco Prods., Inc. v. Total Containment, Inc.* 329 F.3d 1358 (Fed. Cir. 2003), Applicants submit herewith Office Actions from the co-pending U.S. Patent Application Nos. 13/875,884, filed May 2, 2013 (now pending); 14/727,309, filed June 1, 2015 (now pending); 15/382,263, filed December 16, 2016 (now pending); 15/391,240, filed December 27, 2016 (now pending); and 15/584,865, filed May 2, 2017 (now pending) as documents **NPL7-NPL11**.

The identification of these Office Actions is not to be construed as a waiver of secrecy as to those applications now or upon issuance of the present application as a patent. The Examiner is

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