

# APPENDIX A

**Appendix A: Joint Claim Construction Worksheet**

'889 & '554 Patent Terms	Agreed Proposed Construction	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
<p><u>889 Patent:</u></p> <p>A mobile station, comprising: a display; a proximity sensor adapted to generate a <b>signal indicative of an proximity of an external object</b>; and a microprocessor adapted to: (i) determine whether a telephone call is active; (ii) receive the signal from the proximity sensor; and (iii) reduce power to the display if (i) the microprocessor determines that a telephone call is active and (ii) <b>the signal indicates the</b></p>		<p>Plain and ordinary meaning.</p> <p>In the alternative, to the extent the Court determines that a specific construction is warranted, BNR proposes:</p> <p>(1) "a signal indicative of proximity of an external object" means "a signal that represents the proximity of an external object."</p> <p>(2) "the signal indicates the proximity of the external object" means "the signal represents that the external object is proximate."</p> <p>(3) "a signal indicative of the existence of a</p>	<p>"a signal that an external object is or is not detected to be within a predetermined range"</p>	

**Appendix A: Joint Claim Construction Worksheet**

'889 & '554 Patent Terms	Agreed Proposed Construction	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
<p>proximity of the external object; herein: wireless telephone call; microprocessor produces power to the display while the signal indicates the proximity of the external object only if microprocessor determines that the wireless telephone call active; and proximity sensor begins detecting whether an external object is proximate substantially concurrently with the mobile station initiating an outgoing wireless telephone call</p>		<p>first condition, the first condition being that an external object is proximate” means “a signal to represent that an external object is proximate.”</p>		

**Appendix A: Joint Claim Construction Worksheet**

'889 & '554 Patent Terms	Agreed Proposed Construction	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
<p>receiving an incoming wireless telephone call.</p> <p>The mobile station of claim 1, wherein the microprocessor produces power to the display only if (i) the microprocessor determines that a telephone call is active and (ii) <b>the signal indicates the proximity of the external object.</b></p> <p><u>'54 Patent:</u></p> <p>A mobile station, comprising: display; proximity sensor adapted to generate a <b>signal indicative of</b></p>				

**Appendix A: Joint Claim Construction Worksheet**

'889 & '554 Patent Terms	Agreed Proposed Construction	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
<p>the existence of a first condition, the first condition being that an external object is proximate; and microprocessor adapted to:</p> <ul style="list-style-type: none"> <li>) determine, without using the proximity sensor, the existence of second condition independent and different from the first condition, the second condition being that a user of the mobile station has performed an action to initiate an outgoing call or to answer an incoming call;</li> <li>) in response to a determination in step ) that the second condition exists,</li> </ul>				

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.