

Exhibit 7 - U.S. Patent No. 10,043,188 Invalidation Claim Chart over the Background Solutions Prior Art System in Combination with First Advantage, HireRight, LaPasta, Ritzel, Bernasconi, and/or L

The Background Solutions Prior Art System (“Background Solutions” or “Background Solutions System”) anticipates and/or renders obvious in the art either alone or in combination with other prior art references (and/or in combination with the knowledge of a person of ordinary skill at the time of the invention) as construed and/or as construed by Miller Mendel in its Proposed Claim Construction and/or as applied by Miller Mendel in its Infringement Contentions.

Nothing stated herein shall be treated as an admission or suggestion that The City of Oklahoma City agrees with Miller Mendel regarding either the Proposed Claim Construction or the Infringement Contentions or anywhere else, or that any of The City of Oklahoma City’s actions constitute an admission or a waiver of any particular construction of any claim term. The City of Oklahoma City also reserves all rights to challenge the Proposed Claim Construction as indefinite, not supported by the written description and/or not enabled. Accordingly, nothing stated herein shall be construed as a waiver of any such rights.

In the following chart, the Background Solutions System, an automated system in use in the United States prior to the ’188 patent and/or in published prior art, is identified to one or more documents concerning the function, operation, and/or features of the Background Solutions System. The City of Oklahoma City reserves the right to present alternative or additional evidence of the Background Solutions System (including product samples, source code, and/or witness testimony), and to present alternative or additional evidence of the Background Solutions System as evidence that the Background Solutions System anticipates and/or renders obvious the asserted claims of the ’188 patent.

Further, each prior art reference cited below, itself, anticipates and/or renders obvious the asserted claims of the ’188 patent. The City of Oklahoma City reserves the right to present the Background Solutions System as an independent prior art reference that anticipates and/or renders obvious the asserted claims of the ’188 patent.

Evidence of the public availability of the Background Solutions system includes the following:

- Background Solutions Screenshot Products (“OKC-0002244”)
- Background Solutions Screenshot Services (“OKC-0002246”)
- Background Solutions Demo (“BGS-0006247”)
- Background Solutions Screenshot FAQ (“OKC-0002247”)

Evidence of the public availability of additional prior art systems to be used in various combinations with the Background Solutions system includes the following:

- U.S. Patent Pub. No. 2007/0038486 (Mohn) (“OKC-0002877”), tracing priority to U.S. Provisional App. No. 60/706,948, filed August 9, 2006
- U.S. Patent Pub. No. 2012/0089528 (Parikh) (“OKC-0003171”), filed October 11, 2010, published April 12, 2012
- U.S. Patent Pub. No. 2005/0055231 (Lee) (“OKC-0002626”), tracing priority to U.S. Provisional App. No. 60/501,210, filed September 15, 2004
- POBITs, User Manual and Technical Reference copyrighted 2010 (“OKC-0002416”)
- Sterling Infosystems, website screenshot dated April 3, 2010 (“OKC-0003614”)
- Tandem Select, website screenshot dated Feb 26, 2011 (“OKC-0003546”)
- First Advantage, website screenshot dated Jan 13, 2010 (“OKC-0003615”)
- U.S. Pat No. 9037517 (Malnati) (“OKC-0003520”), filed January 30, 2007

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- U.S. Pat No. 6904407 (Ritzel)(“OKC-0003228”), filed September 24, 2001
- U.S. Patent Pub. No. 2008/0033742 (Bernasconi)(“OKC-0002932”), filed August 3, 2007
- LexisNexis Screening Solutions (“OKC-0002259,” “OKC-0002247,” and “OKC-0002253”)

The cited portions of the prior art references are merely illustrative, and The City of Oklahoma City reserves the right to rely on alternative portions of the prior art references. The invalidity claim chart below states that the Background Solutions System “discloses” a limitation, such disclosure may be express, inherent, or implicit.

In addition, one or more claims of the '188 patent are rendered obvious in light of the Background Solutions System alone, the Background Solutions System in combination with one or more of the references identified in Section II of the Invalidity Claim Chart, or the Background Solutions System in combination with one or more of the references identified in Section II of the Invalidity Claim Chart.

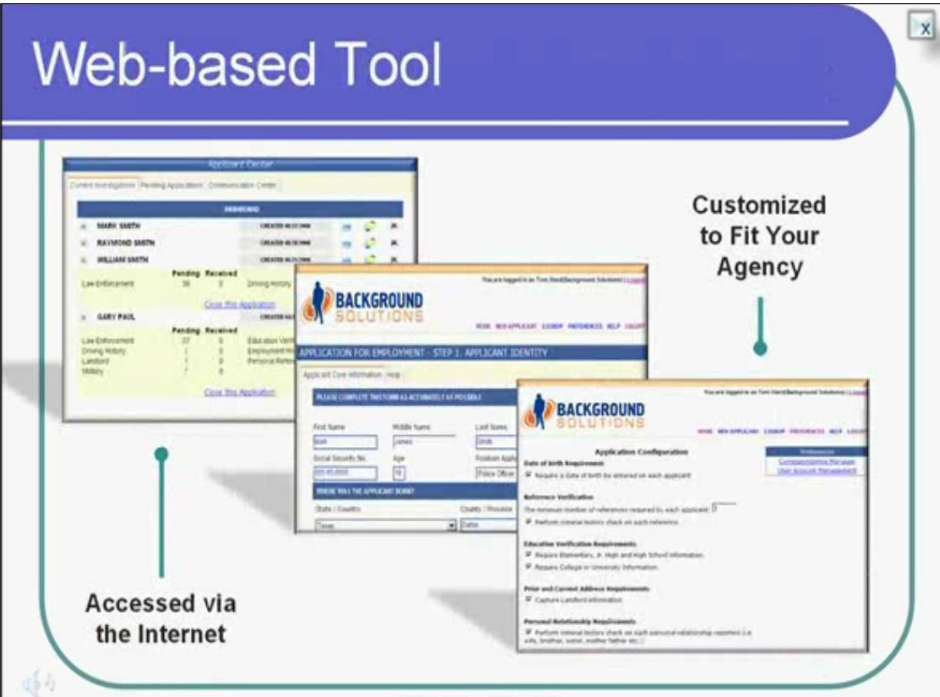
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<u>'188 Patent – Claim 1</u>	<u>Plaintiffs' Proposed Construction</u>	<u>Plaintiffs' Position on Infringement</u>	<u>Background Solutions Prior Art System</u>
<p>[1-pre] A method for a computing device with a processor and a system memory to assist an investigator in conducting a background investigation of an applicant for a position within a first organization, comprising the steps of:</p>	<p>Computing device: “A device that computes. May be a single machine, a part of a machine (as in a blade in a rack of machines), or a network of one or more machines.”</p> <p>First organization: “A first organization within the claim, separate from any second organization recited within the claim, wherein an organization is an organized body of people with a particular purpose.”</p>	<p>“The [Guardian Alliance] service is a cloud-based service provided by remote servers leased from Amazon ([Guardian Alliance] Demo Video @ 0:30 – 1:13) [sic], so the ‘computing device’ is a remote server under the control of [Guardian Alliance]. The existence of the components computing device [sic] - a processor and memory (computer readable medium) with instructions on how to provide the [Guardian Alliance] service – can be inferred as all computing devices have these components.”</p>	<p>The preamble is generally non-limiting with respect to system or apparatus claims. To the extent the preamble is a limitation,</p> <p>Background Solutions discloses a method for a computing device with a processor and a system memory to assist an investigator in conducting a background investigation of an applicant for a position within an organization.</p> <p>See, e.g.,</p> <p>“Based on years of experience and instruction in the best background screening practices, Background Solutions embodies advanced features that will relieve the investigator of repetitive administrative tasks, allowing the investigator more time to focus on actual field investigation.” (OKC-0002244)</p> <p>This web based application eliminates the need for software installation, server cost and space and expensive I.T. support. The only thing that is needed is an internet connection making this product a versatile tool for the investigator.” (OKC-0002244)</p> <p>“This web-based system eliminates the need for software installation.” (BGS-00062470:30)</p> <p>“All that is needed is an internet connection, making it a versatile tool for the investigator able to be accessed through a desktop, or in the field on a predesignated laptop through a wireless connection.” (BGS-00062470:30)</p>

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<u>'188 Patent - Claim 1</u>	<u>Plaintiffs' Proposed Construction</u>	<u>Plaintiffs' Position on Infringement</u>	<u>Background Solutions Prior Art System</u>

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‘188 Patent – Claim 1	Plaintiffs’ Proposed Construction	Plaintiffs’ Position on Infringement	Background Solutions Prior Art System
<p>[1a] receiving a first set of program data comprising information identifying the applicant, the position, the first organization, and the investigator;</p>	<p>First organization: “A first recited organization within the claim, separate from any second organization recited within the claim, wherein an organization is an organized body of people with a particular purpose.”</p> <p>Program Data: “Data comprising information about a person or an organization.”</p> <p>Position: “A job within an organization.”</p>	<p>“The claim step ‘receiving a first set of program data’ reads on the [Guardian Alliance] server receiving information identifying the applicant, the position, the first organization, and the investigator, regardless of whether this information is received by the [Guardian Alliance] server in one bundle or coming in separately, possibly at different times.” (emphasis added)</p>	<p>Background Solutions discloses receiving a first set of program data comprising information identifying applicant, the position, the first organization, and the investigator.</p> <p><i>See, e.g.,</i></p> <p>“Provide an online application form for your applicants, customized with your logo, which captures hundreds of basic data points and can accommodate thousands [sic] of pieces of your applicant’s information.” (BGS-0002244)</p> <p>“Eliminate the need for bulky forms, standardizes applicant information, and allows applicants to apply for employment with your agency without delay.” (OKC-0002244)</p> <p>[Annotated screen shots from the Background Solutions Prior Art System appear on the next two pages]</p>  <p>(BGS-0006247 at 00:30)</p>

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