### UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DISH NETWORK L.L.C., Petitioner

v.

BROADBAND ITV, INC., Patent Owner

> Case IPR2020-01268 Patent 10,028,026

#### PATENT OWNER'S UPDATED EXHIBIT LIST

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Patent Owner submits this Updated Exhibit List to accompany submission of

Exhibit 2026, as authorized by the Board in a teleconference between the Board

and Parties on November 25, 2020.

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# PATENT OWNER'S UPDATED EXHIBIT LIST

Exhibit No.	Description
2001	Complaint for Patent Infringement, <i>Broadband iTV, Inc. v. DISH</i> <i>Network, LLC</i> , Case No. 6:19-cv-00716-ADA (W.D. Tex.), December 19, 2019.
2002	Transcript of Telephonic Discovery Hearing Before the Honorable Alan D. Albright, <i>Broadband iTV, Inc. v. DISH Network, LLC</i> , Case No. 6:19-cv-00716-ADA (W.D. Tex.), August 31, 2020.
2003	"The last thing anyone should think about WDTX is that it is patent plaintiff friendly, says Albright," (IAM, Apr. 7, 2020), <u>https://www.iam-media.com/law-policy/albright-the-last-thing-anyone-should-think-about-venue-it-plaintiff-friendly</u> (accessed September 14, 2020).
2004	Order Denying Motion to Stay Case, <i>Continental Intermodal</i> <i>Group-Trucking, LLC v. Sand Revolution, LLC,</i> Case No. 7:18-cv- 00147 (W.D. Tex.), July 22, 2020.
2005	Order Denying Motion to Stay Case, <i>Kerr Machine Co. v. Vulcan</i> <i>Indus. Holdings, LLC.</i> , Case No. 6:20-cv-00200 (W.D. Tex.), August 18, 2020.
2006	Divisional Standing Order Regarding Trials in Waco, U.S. District Court for the Western District of Texas, August 18, 2020.
2007	Divisional Standing Order Regarding Trials in Waco, U.S. District Court for the Western District of Texas, September 23, 2020.
2008	Divisional Standing Order Regarding Trials in Waco, U.S. District Court for the Western District of Texas, March 24, 2020.
2009	Order Granting Motion to Consolidate Cases, <i>Broadband iTV, Inc.</i> <i>v. DISH Network, LLC</i> , Case No. 6:19-cv-00712 (W.D. Tex.), April 15, 2020.
2010	Minute Entry for Proceedings held before Judge Alan D. Albright, <i>Broadband iTV, Inc. v. DISH Network, LLC</i> , Case No. 6:19-cv- 00716 (W.D. Tex.), August 31, 2020.

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Exhibit No.	Description
2011	"Roku Tells WDTX Patent Jury Its Tech's Web Access Is Key" <i>Law360</i> , October 5, 2020, <u>https://www.law360.com/articles/1302893/print?section=ip</u> (accessed October 20, 2020).
2012	Order Denying Motion to Dismiss, <i>Broadband iTV, Inc. v. DISH</i> <i>Network, LLC</i> , Case No. 6:19-cv-00716-ADA (W.D. Tex.), July 25, 2020.
2013	Dish Network LLC's Preliminary Invalidity Contentions, Broadband iTV, Inc. v. DISH Network, LLC, Case No. 6:19-cv- 00716-ADA (W.D. Tex.), June 25, 2020.
2014	Intentionally Left Blank
2015	Defendants' Opening Claim Construction Brief, <i>Broadband iTV</i> , <i>Inc. v. DISH Network, LLC</i> , Case No. 6:19-cv-716, U.S. District Court for the Western District of Texas, dated September 10, 2020.
2016	Intentionally Left Blank
2017	U.S. Patent Appl. Publ. No. 2002/00104099 to Novak ("Novak")
2018	"Roku Beats \$41M Infringement Claim In Texas Trial" <i>Law360</i> , October 14, 2020, <u>https://www.law360.com/articles/1319005/print?section=ip</u> (accessed October 21, 2020).
2019	"3 Things To Know After Busy WDTX Patent Judge's 1st Trial" <i>Law360</i> , October 16, 2020, <u>https://www.law360.com/articles/1320360/print?section=ip</u> (accessed October 21, 2020).
2020	Transcript of Telephonic Discovery Hearing Before the Honorable Alan D. Albright, <i>Broadband iTV, Inc. v. DISH Network, LLC</i> , Case No. 6:19-cv-00716-ADA (W.D. Tex.), March 26, 2020.
2021	U.S. Patent No. 8,434,118 B2, to Gonder et al., issued April 30, 2013.
2022-2025	Intentionally Left Blank
2026	BBiTV Court's Claim Constructions Final At Hearing 11/13/20, Broadband iTV, Inc. v. DISH Network, LLC, Case No. 6:19-cv-716, U.S. District Court for the Western District of Texas, dated November 13, 2020.

IPR2020-01268 U.S. Patent No. 10,028,026

Respectfully submitted, STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Richard M. Bemben/

Richard M. Bemben Registration No. 68,658 Counsel for Patent Owner

Date: November 25, 2020

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### **CERTIFICATION OF SERVICE**

The undersigned hereby certifies that true and correct copies of the

# foregoing PATENT OWNER'S UPDATED EXHIBIT LIST and Exhibit 2026

were served electronically via e-mail on November 25, 2020, in their entireties on

the following counsel for Petitioner:

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