IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION

WORLDS INC.,	
Plaintiff,	
v.	CIVIL ACTION NO. 6:20-cv-872-ADA
MICROSOFT CORPORATION;	
Defendant.	

PLAINTIFF WORLDS INC.'S PRELIMINARY INFRINGEMENT CONTENTIONS

Plaintiff Worlds Inc. ("Worlds") makes the following disclosures pursuant to the Court's Order Governing Proceedings – Patent Case:

1. Attached hereto is Worlds' preliminary infringement contention claim charts for U.S. Patent No. 8,082,501 ("the '501 Patent") being asserted against Defendant Microsoft Corporation and its Minecraft products;

2. As described on the face of the '501 Patent being asserted in this action, Worlds claims the priority date of no later than November 13, 1995 for each asserted claim. This priority date corresponds to the filing date for U.S. Provisional Patent Application No. 60/020,296, filed on November 13, 1995. According to the face of the '501 Patent and col. 1, lines 7-21, the '501 Patent's priority chain extends back to U.S. Provisional Patent Application No. 60/020,296, filed on November 13, 1995, and the disclosures of this provisional patent application and all intervening patent applications are incorporated into the '501 Patent by reference. Each claimed invention in the '501 Patent was fully conceived no later than November 13, 1995, and reduced to practice no later than November 13, 1995, the filing date of

the above-referenced U.S. Provisional Patent Application No. 60/020,296, which shares a

common specification with the '501 Patent;

3.   As required, a copy of the '501 Patent's prosecution file history and documents

evidencing conception and reduction to practice for each asserted claim (*see* U.S. Provisional

Patent Application No. 60/020,296 at WDDD-MS_0001863-1907), are being provided to

Defendant Microsoft on this date. Also provided are copies of the file history from IPR2015-

01319 and copies of consolidated filings made in IPR2015-01264 relevant to the remand and

termination of IPR2015-01319.

DATED: December 21, 2020

/s/ Wayne M. Helge
Wayne M. Helge
Alan A.Wright
Donald L. Jackson
James T. Wilson
DAVIDSON BERQUIST JACKSON & GOWDEY, LLP
8300 Greensboro Drive, Suite 500
McLean, VA 22102
Tel: (571) 765-7700
whelge@dbjg.com
awright@dbjg.com
djackson@dbjg.com
jwilson@dbjg.com

James L. Etheridge, TX Bar No. 24059147
Ryan S. Loveless, TX Bar No. 24036997
ETHERIDGE LAW GROUP, PLLC
2600 E. Southlake Blvd., Suite 120 / 324
Southlake, TX 76092
Tel.: (817) 470-7249
Jim@EtheridgeLaw.com

Attorneys for Plaintiff Worlds, Inc.

CERTIFICATE OF SERVICE

I hereby certify that all counsel of record, who are deemed to have consented to electronic

service are being served with a copy of this document via email on December 21, 2020.

/s/ Wayne M. Helge
Wayne M. Helge

Infringement Claim Chart for Claims 1, 2, 5, and 10 of U.S. Patent No. 8,082,501
Microsoft's Minecraft Products

Worlds' preliminary infringement contentions for U.S. Patent No. 8,082,501 ("the '501 Patent") being asserted against Defendant Microsoft Corporation and its Minecraft Products (collectively, the "Minecraft Products" and also "the Accused Products and Services" as set forth below) (including all versions of any Minecraft Product sold, offered for sale, or imported within the damages period, such as the Minecraft Java Edition Product and associated software, the Minecraft Bedrock Edition Product and associated software, the official Minecraft Realms subscription-based servers and their associated server software, and the official Minecraft server software used for establishing a private Minecraft server).

Worlds' statements herein are based on publicly available information and documentation that Worlds has obtained. Discovery is ongoing, and certain documentation and information may not yet be available to Worlds that are fundamental to its infringement claims. In particular, Worlds has not yet deposed officers or employees of defendant or any third parties concerning the operation, functionality and integration, packaging, or terminology of the accused products. Worlds reserves the right to amend its infringement disclosures in light of further discovery and consistent with this Court's Order Governing Proceedings – Patent Case.

In addition to the charted infringement contentions below, Worlds incorporates the allegations set forth in its Complaint as if fully set forth herein. As set forth in Worlds' Complaint, Worlds claims that each element of each asserted claim has been directly infringed by Defendant Microsoft. Upon information and belief, Microsoft has tested and used its Accused Products and Services in the United States during the damages period, to include the practice of the claimed methods of the Asserted Claims, and which provides a basis for Microsoft's direct infringement of at least claims 1, 2, 5, and 10 of the '501 patent under 35 U.S.C. § 271(a).

As set forth in Worlds' Complaint, Worlds also claims that Defendant Microsoft has jointly infringed each asserted claim through client devices performing each claimed method step in a manner attributable to Defendant Microsoft. Microsoft benefited from users who used their Microsoft Minecraft accounts and played Minecraft with customized avatars in a multiplayer mode, which provides a server/client architecture with filtering/crowd control features for multiplayer use, using either partnered servers with licensed Minecraft server software, or through the Minecraft Realms service, and a licensed version of Microsoft's Minecraft Product. The manner and timing of the activities of the users was controlled by Microsoft by virtue of authentication, accounting, and authorization based on Microsoft Minecraft accounts, Microsoft software, Minecraft Terms and Conditions, Minecraft Realms Terms and Conditions, and Microsoft licenses and agreements, including Microsoft's Minecraft End User's License Agreement in effect during the period of infringement. Additionally, Microsoft provided assistance to customers having difficulty accessing Minecraft's features. This assistance included Microsoft's links to help articles, which assisted users wishing to customize their avatars and needing assistance to resolve problems with customization encountered along the way, and Microsoft's provision of Minecraft Realms

and other technical support to help customers having problems with internet/multiplayer gameplay. Therefore, the asserted claims of the '501 Patent were directly infringed by Microsoft under 35 U.S.C. § 271(a) because all of the steps of the asserted method claims were attributable to Microsoft through the activities of Minecraft's users, pursuant to Microsoft's direction and control.

If for any reason any accused product is found not to directly meet each element of any asserted claim, Worlds alleges that any difference(s) between the claim element in the asserted claim(s) and the accused product is insubstantial and Defendant Microsoft has infringed the asserted claim(s) under the doctrine of equivalents.

U.S. Patent No. 8,082,501 Claims	Microsoft's Minecraft Products
1. A method for enabling a first user to interact with other users in a virtual space, each user of the first user and the other users being associated with a three dimensional avatar representing said each user in the virtual space, the method comprising the steps of:	To the extent the preamble is limiting, Microsoft's Minecraft Product, such as the Minecraft Java Edition Product, performs a method for enabling a first user to interact with other users in the Minecraft virtual space, wherein the first user and the other users are each associated with a three-dimensional avatar representing the user in the virtual space, and where each of the client processor is in communication with a server process, such as programmed Minecraft Realms server software hosted by Microsoft's subsidiary Mojang, and/or other server partners pursuant to the Terms and Conditions and End User License Agreements which provided Microsoft the ability to, timing and manner for, and benefit of using a server process, such as the Minecraft server software, to manage multiple users within the Minecraft virtual space. Microsoft's Minecraft Products are played in part on a "server" and multiple users interact with the server, each using "client" source code. The server hosts a "world" in which the users interact. *See*: https://minecraft.gamepedia.com/World https://minecraft.gamepedia.com/Server https://minecraft.gamepedia.com/Client.jar For example, six players could be positioned in a world as follows:

DOCKET ALARM

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.

WHAT WILL YOU BUILD? | sales@docketalarm.com | 1-866-77-FASTCASE

fastcase
Smarter legal research.