

**IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION**

UNITED SERVICES AUTOMOBILE)
ASSOCIATION,)
a Texas reciprocal inter-insurance exchange,)

Plaintiff,)

v.)

PNC BANK, N.A.,)
a national banking association,)

Defendant.)

Civil Action No. 2:20-CV-0319-JRG (Lead)

Civil Action No. 2:21-CV-0110-JRG

JURY TRIAL DEMANDED

P.R. 4-3 JOINT CLAIM CONSTRUCTION AND PREHEARING STATEMENT

Pursuant to Local Patent Rule 4-3, Plaintiff United Services Automobile Association (“USAA”) and Defendant PNC Bank, N.A. (“PNC”) submit this Joint Claim Construction and Prehearing Statement to the Court, stating as follows:

I. P.R. 4-3(a)(1)

Exhibit A identifies the claim terms and accompanying constructions on which USAA and PNC have agreed.

II. P.R. 4-3(a)(2)

Exhibit B lists the parties’ proposed constructions for terms in dispute for U.S. Patent Nos. 10,482,432 (the “432 patent”), 10,621,559 (the “559 patent”), 8,699,779 (the “779 patent”), 8,977,571 (the “571 patent”), 10,013,681 (the “681 patent”), 10,013,605 (the “605 patent”), 7,949,788 (the “788 patent”), 8,868,786 (the “786 patent”), 8,682,754 (the “754

patent”), and 8,380,623 (the “’623 patent”). Exhibit C contains USAA’s identification of intrinsic and extrinsic evidence on which it intends to rely. Exhibit D contains PNC’s identification of intrinsic and extrinsic evidence on which it intends to rely.

III. P.R. 4-3(a)(3)

The parties anticipate needing 3 hours for the claim construction hearing (90 minutes per side).

IV. P.R. 4-3(a)(4)

Neither party intends to present live witness testimony at the claim construction hearing.

V. P.R. 4-3(a)(5)

The parties do not propose that any other issues be addressed at a prehearing conference prior to the claim construction hearing.

Dated: August 16, 2021

Respectfully submitted,

/s/ Robert Christopher Bunt

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CERTIFICATE OF SERVICE

I certify that the foregoing document was filed electronically on August 16, 2021 pursuant to Local Rule CV-5(a) and has been served on all counsel who have consented to electronic service.

Dated: August 16, 2021

/s/ Robert Christopher Bunt

Robert Christopher Bunt

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