

CPC Patent Technologies PTY Ltd. v. Apple, Inc., 6:21-cv-00165 (W.D. Tex.)

Term	Claim(s)	CPC's Proposed Construction
dependent upon	Claim 1, 13, 19 of the '039 Patent	Plain and ordinary meaning, defined as “contingent” (https://www.lexico.com/en/definition/dependent)
biometric signature	Claims 1, 13, 19 of the '039 Patent	Plain and ordinary meaning
enrolling/enrollment	Claims 1, 13, 19 of the '039 Patent	Plain and ordinary meaning
means for defining, dependent upon the received card information, a memory location in a local memory external to the card	Claim 13 of the '039 Patent	Means plus function language pursuant to section 112. Structure corresponding to this limitation is “defining, dependent upon the received card information, a memory location in a local memory external to the card.” The means for performing that function is a computer system with a processor executing a biometric card pointer (BCP) application stored in memory and all equivalents thereto. '039 Patent, col. 6, line 66 – col. 7, lines 31-35, 39-42, 47-48; col. 8, lines 44-46; col. 12, lines 1-9; Fig. 4.
means for determining if the defined memory location is unoccupied	Claim 13 of the '039 Patent	Means plus function language pursuant to section 112. Structure corresponding to this limitation is “determining if the defined memory location is unoccupied.” Structure corresponding to the claim is a computer system with a processor executing a BCP application stored in memory and all equivalents thereto. '039 Patent, col. 6, line 66 – col. 7, line 23; col. 9, lines 25-37; Fig. 5, step 505.
means for storing, if the memory location is	Claim 13 Of the '039 Patent	Means plus function language pursuant to section 112. Structure corresponding to this limitation is “storing, if the memory location is unoccupied, the received card information in a memory location in a local memory external to the card.”

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unoccupied, the biometric signature at the defined memory location		the biometric signature at the defined.” Structure of the claimed means is a computer system with a particular BCP application stored in memory and all equivalent parts. Patent, col. 6, line 66 – col. 7, line 23; col. 5, line 22 & 23-30; Fig. 7, step 401.
determining	Claims 1, 9, 10 of the ‘208 Patent	Plain and ordinary meaning, defined as “to establish definitely, as after consideration, investigation, or experiment.” https://www.thefreedictionary.com/determining .
at least one of	Claims 1, 9, 10 of the ‘208 Patent; claims 1, 10, 11, 14, 15, 16, 17 of the ‘705 Patent	Plain and ordinary meaning.
being characterized	Claims 1, 9, 10 of the ‘208 Patent	Plain and ordinary meaning, defined as “to describe the peculiarities of.” https://www.thefreedictionary.com .
series	Claims 1, 9, 10 of the ‘208 Patent; claims 1, 10, 11, 14, 15, 16, 17 of the ‘705 Patent	Plain and ordinary meaning, defined as “a number of the same class coming one after the other in succession.” <i>Karlin Technology, Inc. v. Surgical</i> , 971 F.3d 968, 971 (Fed. Cir. 1999), quoting Webster’s Collegiate Dictionary 1160 (1986).
transmitter subsystem / transmitter subsystem controller	Claims 1, 9, 10 of the ‘208 Patent; claims 1, 2, 4, 9, 10, 11, 15, 16, 17 of the ‘705 Patent	Plain and ordinary meanings
receiver subsystem / receiver subsystem controller	Claims 1, 10 of the ‘208 Patent; claims 1, 9, 11, 15, 17 of the ‘705 Patent	Plain and ordinary meanings

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biometric signal	Claims 1, 2, 9, 10, 11 of the '208 Patent; claims 1, 2, 10, 11, 12, 14, 15, 16, 17 of the '705 Patent	Plain and ordinary meaning
biometric signatures	Claims 1, 9, 11 of the '208 Patent; claims 1, 11, 12, 14, 15, 17 of the '705 Patent	Plain and ordinary meaning
accessibility attribute	Claims 1, 9, 10 of the '208 Patent; claims 1, 10, 11, 14, 15, 16, 17 of the '705 Patent	Plain and ordinary meaning
secure access signal	Claims 1, 9, 10 of the '208 Patent; claims 1, 10, 11, 14, 15, 16, 17 of the '705 Patent	Plain and ordinary meaning
being characterized according to at least one of the number of said entries and a duration of each said entry	Claims 1, 9, 10 of the '208 Patent; claims 1, 10, 11, 14, 15, 16, 17 of the '705 Patent	Plain and ordinary meaning
instruction/instructions	Claims 1, 9, 10 of the '208 Patent; claims 1, 10, 11, 14, 15, 16, 17 of the '705 Patent	Plain and ordinary meaning
database	Claims 1, 2, 9, 10, 11 of the '208 Patent; claims 1, 2, 4, 10, 11, 12, 14, 15, 16, 17 of the '705 Patent	Plain and ordinary meaning

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conditional access	Claims 1, 10 of the '208 Patent; claims 1, 11, 14, 15, 17 of the '705 Patent	Plain and ordinary meaning
means for matching the biometric signal against members of the database of biometric signatures to thereby output an accessibility attribute	Claims 1, 9 of the '208 Patent	Means plus function language pursuant to section of this limitation is "matching the biometric signal against members of the database of biometric signatures to thereby output an accessibility attribute." Structure corresponding to the claimed means is a computer program product having a computer readable medium having a computer program recorded therein, with code for matching the biometric signal against members of the database of biometric signatures to thereby output an accessibility attribute. '208 Patent, col. 4, lines 8-13, 15-17, 40-45 & 47-49; col. 5, line 56 – col. 7 line 2; col. 7 line 65 – col. 8 line 9; col. 9, line 5; col. 14 lines 10-42.
means for emitting a secure access signal conveying said information dependent upon said accessibility attribute	Claims 1, 9 of the '208 Patent	Means plus function language pursuant to section of this limitation is "emitting a secure access signal conveying said information dependent upon said accessibility attribute." Structure corresponding to the claimed means is a computer readable medium having a computer program recorded therein, with code for emitting a secure access signal conveying said information dependent upon said accessibility attribute. '208 Patent, col. 4, lines 8-13, 18-22, 40-45 & 47-49; col. 5, line 56 – col. 6 line 6; col. 6 lines 28-55; col. 8 lines 16-20.
means for receiving a series of entries of the biometric signal,	Claims 1, 9 of the '208 Patent	Means plus function language pursuant to section of this limitation is "receiving a series of entries of the biometric signal." Structure corresponding to the claimed means is a computer program product having a computer readable medium having a computer program recorded therein, with code for receiving a series of entries of the biometric signal.

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		computer program recorded therein, with code for mapping said series of entries of the biometric signal. '208 Patent, col. 34 & 40-46; col. 5 lines 53-59; col. 7 line 66 – col. 8 lines 45-63; col. 12 lines 55-59.
means for mapping said series into an instruction	Claims 1, 9 of the '208 Patent	Means plus function language pursuant to section 112(b) of this limitation is “mapping said series into an instruction.” Structure corresponding to the claimed means is a computer program product having a computer readable medium having a computer program recorded therein, with code for mapping said series into an instruction. '208 Patent, col. 4, lines 25-31 & 37-39; col. 11 line 2; col. 12 lines 55-59; col. 12 line 67.
means for populating the database according to the instruction	Claims 1, 9 of the '208 Patent	Means plus function language pursuant to section 112(b) of this limitation is “populating the database according to the instruction.” Structure corresponding to the claimed means is a computer program product having a computer readable medium having a computer program recorded therein, with code for populating the database according to the instruction. '208 Patent, col. 4, lines 25-31 & 38-39; col. 10 lines 32-34; col. 11 line 2; col. 12 lines 43-45; col. 13 lines 9-11, 15-19.
means for populating the data base of biometric signatures	Claims 1, 9 of the '208 Patent	Means plus function language pursuant to section 112(b) of this limitation is “populating the data base of biometric signatures.” Structure corresponding to the claimed means is a computer program product having a computer readable medium having a computer program recorded therein, with code for populating the data base of biometric signatures. '208 Patent, col. 4, lines 25-31 & 38-39; col. 10 line 57 – col. 11 line 67; col. 12 lines 43-45; col. 13 lines 9-11, 15-19.

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