

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

<p>SIGHTLINE PAYMENTS, LLC,</p> <p style="text-align:center">Plaintiff,</p> <p>v.</p> <p>EVERI HOLDINGS INC., EVERI PAYMENTS INC., EVERI GAMES HOLDING INC., and EVERI GAMES INC.,</p> <p style="text-align:center">Defendants.</p>	<p>Case No.: 6:21-cv-01015-ADA</p> <p>JURY TRIAL REQUESTED</p>
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DEFENDANTS' PROPOSED CLAIM CONSTRUCTIONS

Defendants Everi Holdings Inc. (“Everi Holdings”), Everi Payments Inc. (“Everi Payments”), Everi Games Holding Inc. (“Everi Games Holding”), and Everi Games Inc. (“Everi Games”)(collectively, “Everi” or “Defendants”), by and through counsel of record, Dickinson Wright PLLC, hereby propose the following preliminary claim constructions for U.S. Patent Nos. 8,708,809 (“the ‘809 Patent”), 8,998,708 (“the ‘708 Patent”), 9,196,123 (“the ‘123 Patent”), 9,466,176 (“the ‘176 Patent”), and 9,785,926 (“the ‘926 Patent”).

Everi may supplement with additional extrinsic evidence based upon Plaintiff’s proposed constructions and conferences between the parties. Everi also reserves the right to modify, supplement or amend its claim constructions set forth below, including after receiving Plaintiff’s proposed claim constructions and the parties’ conferences concerning claim constructions. Everi also reserves the right to remove claim terms from this list, or add terms to this list based upon Plaintiff’s claim constructions.

Subject to any agreement of the parties limiting or focusing the subject matter or form of expert or percipient witness testimony presented in connection with claim construction, Everi may

rely upon testimony concerning the level and perspective of one skilled in the art at the time of inventions, the ordinary meaning of claim terms and words used in the patents, and the technology described in the Patents-in-Suit.

EVERI CLAIM TERMS FOR CONSTRUCTION

	Claim Term/Phrase	Everi’s Proposed Construction
1.	<p>“gaming account”</p> <ul style="list-style-type: none"> • ‘809 Patent: claim 22 • ‘708 Patent: all asserted claims (claims 18-20) • ‘123 Patent: all asserted claims (claims 1, 8-9, 11, 13) • ‘176 Patent: all asserted claims (1, 2, 4-5, 7-10, 14-17, 19-20) • ‘926 Patent: all asserted claims (claims 1-2, 4-5, 7-10, 12, 14-17, 19-20) 	<p>“any type of financial account (i.e., electronic ledger) or collection of financial accounts that are associated with a player, and maintained by or on behalf of a casino”</p>
2.	<p>“stored value account”</p> <ul style="list-style-type: none"> • ‘809 Patent: all asserted claims (claims 17-20, 22) • ‘708 Patent: all asserted claims (claims 18-20) • ‘123 Patent: all asserted claims (claims 1, 8-9, 11, 13) • ‘176 Patent: all asserted claims (claims 1-2, 4-5, 7-10, 14-17, 19-20) • ‘926 Patent: all asserted claims (claims 1-2, 4-5, 7-10, 12, 14-17, 19-20) 	<p>“financial account maintained by a financial institution”</p>
3.	<p>“stored value payment vehicle”</p> <ul style="list-style-type: none"> • ‘809 Patent: all asserted claims (claims 17-20, 22) • ‘708 Patent: all asserted claims (claims 18-20) • ‘123 Patent: all asserted claims (claims 1, 8-9, 11, 13) 	<p>“physical or virtual payment device used to access, and facilitate transactions using, funds from the stored value account”</p>

	Claim Term/Phrase	Everi's Proposed Construction
4.	<p>“transaction facilitator computing system”</p> <ul style="list-style-type: none"> • ‘123 Patent: claims 8-9, 11, 13 • ‘176 Patent: claims 8-10 • ‘926 Patent: claims 8-10, 12 	Plain and ordinary meaning
5.	<p>“issuer processor computing system”</p> <ul style="list-style-type: none"> • ‘809 Patent: all asserted claims (claims 17-20, 22) • ‘123 Patent: claim 1 	“a computing system that maintains, and processes transactions associated with, the stored value account and the stored value payment vehicle”
6.	<p>“player identifier”</p> <ul style="list-style-type: none"> • ‘809 Patent: all asserted claims (claims 17-20, 22) • ‘123 Patent: claim 1 	“a unique identifier issued by a casino or gaming environment to identify a particular player”
7.	<p>“player credentials”</p> <ul style="list-style-type: none"> • ‘123 Patent: claim 1 • ‘176 Patent: claims 1, 2, 4, 5, 7, 20 • ‘926 Patent: claims 1, 2, 4, 5, 7-10, 12, 20 	“information that identifies and authenticates a player, including at least a player identifier”
8.	<p>“player” (Plaintiff’s proposed term)</p> <ul style="list-style-type: none"> • ‘809 Patent: claims 17, 20, 22 • ‘123 Patent: claims 1, 8, 13 • ‘176 Patent: claims 1, 2, 7, 8, 10, 14, 15, 20 • ‘926 Patent: claims 1, 2, 7, 8, 10, 14, 15, 20 	Plain and ordinary meaning
9.	<p>“wagering account” (Plaintiff’s proposed term)</p> <ul style="list-style-type: none"> • ‘708 Patent: claim 19 • ‘123 Patent: claim 13 • ‘176 Patent: claims 2, 10, 15 • ‘926 Patent: claims 2, 10, 15 	Plain and ordinary meaning

Dated: March 2, 2022

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CERTIFICATE OF SERVICE

I hereby certify that on March 2, 2022, a true and correct copy of the foregoing has been served on all counsel of record via email to the following:

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