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

OZMO LICENSING LLC,	§	
Plaintiff,	§	
	§	
v.	§	**1:23-CV-00747-ADA**
	§	
DELL TECHNOLOGIES INC. and	§	
DELL INC.,	§	
Defendants.	§	

CLAIM CONSTRUCTION ORDER

Before the Court are the Parties' claim construction briefs: Defendants Dell Technologies Inc. and Dell Inc.'s Opening Claim Construction Brief (ECF No. 32), Plaintiff Ozmo Licensing LLC's Responsive Claim Construction Brief (ECF No. 38), Defendant's Reply Claim Construction Brief (ECF No. 43), Plaintiff's Sur-Reply Construction Brief (ECF No. 45), and the Joint Claim Construction Statement (ECF No. 46). On June 27, 2023, the Court provided the parties with its Preliminary Claim Constructions, and on June 28, 2023, the Court held a *Markman* hearing. The Court issues this Order to memorialize the Court's final claim construction rulings for the parties, and to inform the parties that the Court plans to issue a more-detailed Order explaining its analysis in due course.

SIGNED this 5th day of July, 2023.

_____
ALAN D ALBRIGHT
UNITED STATES DISTRICT JUDGE

I.   AGREED CONSTRUCTIONS

Term No.	Term	Agreed Constructi
1	"protocol" All patents, all claims	"set of rules"
2	"partially consistent" / "partially compliant" U.S. Patent No. 8,599,814 ("the '814 patent"), all claims; U.S. Patent No. 11,012,934 ("the '934 patent"), all claims; U.S. Patent No. 11,122,504 ("the '504 patent"), all claims; U.S. Patent No. 11,252,659 ("the '659 patent"), all claims; U.S. Patent No. 10,873,906 ("the '906 patent"), all claims; U.S. Patent No. 9,264,991 ("the '991 patent"), claims 1-7, 9, 11-14, 16, 17, 19, 20	"conforms to a part, but not the entirety c
3	"configured to agree / can agree / mutually agreeable" '814 patent, claim 5; '991 patent, claims 8, 11, 12, 20; '906 patent, claims 1, 4; '934 patent, claims 1, 4; '504 patent, claims 1, 4	"jointly determine"
4	"first [wireless] network / second [wireless] network" '814 patent, claims 1-4, 6, 11; '991 patent, claims 1-3, 6-9, 13, 17, 19; '659 patent, claims 1-3, 5, 15, 16	Plain and ordinary meaning
5	"logic for processing data received via the wireless radio circuit" '814 patent, claims 1, 6, 7	Subject to 35 U.S.C. §112(f) Function: processing data received via th

		Structure: processing unit 28
6	"logic for generating data to be transmitted by the wireless radio circuit" '814 patent, claim 1	Subject to 35 U.S.C. §112(f) Function: processing data received via th Structure: processing unit 28
7	"logic for initiating and maintaining wireless network connections with nodes of a wireless network external to the network-enabled hub, maintaining at least a first wireless network connection using a first wireless network protocol and a second wireless network connection using a second wireless network protocol, that can be maintained, at times, simultaneously with each other in a common wireless space" '814 patent, claim 1	Subject to 35 U.S.C. §112(f) Function: initiating and maintaining wire connections with nodes of a wireless net network-enabled hub, maintaining at leas network connection using a first wireless second wireless network connection usin network protocol, that can be maintained simultaneously with each other in a comm Structure: wireless circuit 27, processing platform 36
8	"data forwarding logic" '814 patent, claim 1; '991 patent, claims 1, 11	Plain and ordinary meaning
9	"a routing module for receiving a poll request that contains information required to unambiguously identify a station that is a node in the second network, wherein the routing module coordinates retrieval of information from the station" '814 patent, claim 2; '991 patent, claims 2, 19	Subject to 35 U.S.C. §112(f) Function: receiving a poll request that co required to unambiguously identify a stat second network, wherein the routing mod retrieval of information from the station

		<u>Structure:</u> Processing unit 28 executing th 8:87 and 8:11-14, and their equivalents

II.   DISPUTED CONSTRUCTIONS

Term No.	Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction	Court'
1	"WLAN": "wireless local area network" '814 patent, claim 3 "wireless LAN" '991 patent, claims 3-5 "wireless local area network (WLAN)" '906 patent, claims 1, 4; '934 patent, claims 1, 4, 7, 11; '504 patent, claims 1, 4, 7, 11 "WLAN" '659 patent, claims 1, 4, 11, 12, 21-23, 25, 26, 28	Plain and ordinary meaning	"a wireless network with a typical coverage range on the order of 300 feet"	Plain and which is a network th
2	"WPAN": "wireless personal area network ('WPAN')"	"a short-range wireless network usable to connect peripherals to devices in close proximity"	"a wireless network with a typical coverage range on the order of 30 feet"	"a short-ra usable to devices in

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 inter-face) 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.