

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

LITL LLC,

Plaintiff,

v.

ASUSTEK COMPUTER INC. and ASUS
GLOBAL PTE. LTD.,

Defendants.

Civil Action No. 1:23-cv-122-RGA

MICROSOFT CORPORATION,

Intervenor-Plaintiff,

v.

LITL LLC,

Intervenor-Defendant.

LITL LLC,

Intervenor-Defendant /
Counterclaim Plaintiff in
Intervention,

v.

MICROSOFT CORPORATION,

Intervenor-Plaintiff /
Counterclaim Defendant in
Intervention.

PLAINTIFF'S INITIAL CLAIM CHARTS REGARDING ASUS'S INFRINGEMENT

LiTL Exhibit 2021

Pursuant to the Court’s Scheduling Order (D.I. 42) and Delaware Default ESI Rule 4.c, Plaintiff LiTL LLC (“Plaintiff” or “LiTL”) hereby serves the attached initial claim charts regarding infringement by ASUS of U.S. Patent Nos. 8,289,688, 8,624,844, 9,563,229, 10,289,154, 9,003,315, 9,880,715, 10,564,818, and 8,612,888 (collectively, the “Asserted Patents”).

LiTL’s claim charts are based upon the documents that Defendants ASUSTeK Computer Inc. and Asus Global Pte. Ltd. (collectively “Defendants” or “ASUS”) provided to LiTL pursuant to the Scheduling Order and Delaware Default ESI Rule 4.b and information reasonably available to LiTL. To date, Defendants have failed to provide LiTL with the “core technical documents” required under the Scheduling Order and Delaware Default ESI Rule 4.b. As detailed in LiTL’s letters to ASUS dated March 15 and 18, 2024, and as discussed during our meet and confers on March 22 and 29, 2024, ASUS’s core technical document production to date suffers numerous deficiencies. ASUS’s production consists entirely of webpage captures and manuals available on ASUS’s website. ASUS has failed to provide documents sufficient to show how the accused products operate, and in particular, how different physical configurations detect and cause transitions on the user interface between one configuration and another. ASUS was obligated to produce these documents as part of its core technical document production and in response to LiTL’s Request Nos. 2-4 and 23-25 of its First Set of Requests for Production of Documents. LiTL reserves the right to supplement its initial claim charts to incorporate additional information regarding the accused products as additional information becomes available.

In the claim charts attached as Exhibits A-H, LiTL identifies the following asserted claims from the Asserted Patents:

Asserted Patent	Asserted Claims	Exhibit
8,289,688	11, 17-19, 21, 22, 27, 28, 30-32	A
8,624,844	10, 16, 17	B
9,563,229	1-6, 8-11, 16-21, 23, 25	C
10,289,154	1-9, 11-15	D
9,003,315	1-16, 18, 23, 24, 27-29, 53-57	E
9,880,715	1, 2, 4-9, 12, 14-17, 19, 20	F
10,564,818	1-20	G
8,612,888	1, 2, 4-9, 18, 19, 22-27	H

LiTL accuses Defendants of infringing the Asserted Patents with respect to the following products (collectively, the “Accused Products”):

No.	Product Line	Product Name
1	Zenbook	ZenBook Flip
2	Zenbook	ZenBook Flip S13
3	Zenbook	Zenbook S 13 Flip OLED
4	Zenbook	Zenbook Flip 13
5	Zenbook	Zenbook Flip 14
6	Zenbook	Zenbook 14 Flip
7	Zenbook	Zenbook Flip 15
8	Zenbook	Zenbook Pro Flip 15
9	Zenbook	Zenbook Pro 15 Flip
10	VivoBook	VivoBook Flip 12
11	VivoBook	VivoBook Flip 14
12	VivoBook	VivoBook S14 Flip
13	VivoBook	VivoBook Go 14 Flip
14	VivoBook	VivoBook Flip 15
15	VivoBook	VivoBook S 16 Flip
16	ExpertBook	ExpertBook B3 Flip

No.	Product Line	Product Name
17	ExpertBook	ExpertBook B5 Flip
18	ExpertBook	ExpertBook B7 Flip
19	NovaGo	NovaGo
20	ASUS	BR1100F (11.6 inch)
21	ASUS	Q304UA (13.3 inch)
22	ASUS	Q325UA (13.3 inch)
23	ASUS	Q504UA (15.6 inch)
24	ASUS	Q505UA (15.6 inch)
25	ASUS	Q524 (15.6 inch)
26	ASUS	Q525 (15.6 inch)
27	ASUS	Q526 (15.6 inch)
28	ASUS	Q536 (15.6 inch)
29	Transformer	Transformer Book Flip
30	ROG	ROG Flow X13
31	ROG	ROG Flow X16

The claim charts attached as Exhibits A-H identify where each element of each Asserted Claim is found within the Zenbook Flip 13 (UX363). Based upon the information reasonably available to LiTL and the limited documents that ASUS has produced to date, LiTL contends that the Zenbook Flip 13 (UX363) is representative of each Accused Product because each Accused Product operates in substantially the same manner as the Zenbook Flip 13 (UX363) insofar as the limitations of the asserted claims of the Asserted Patents are concerned. LiTL reserves the right to

amend its identification of a representative product pending ASUS's production of the additional documents that it is obligated to produce.

LiTL contends that for each asserted claim, unless otherwise specified in the claim charts, each claim limitation is literally present in each of the Accused Products identified above. LiTL reserves the right to supplement its initial claim charts in light of ASUS's discovery responses and in light of additional information identified in discovery. To the extent that ASUS contends that the Accused Products do not infringe any claim elements literally, ASUS infringes under the Doctrine of Equivalents ("DOE"). LiTL reserves the right to supplement its initial claim charts to detail how the Accused Products infringe the Asserted Patents under DOE.

Date: April 1, 2024

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EXHIBIT F

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