

Patent(s), Claim(s)	Term/Phrase	Touchstream's Proposed Construction	Cross-reference to Related Paragraphs of Touchstream's Infringement Contentions	Vizbee's Proposed Construction	C Re V
<p>'251 patent, claims 1, 8, 9, 11, 19, 20, 22</p> <p>'528 patent, claims 1, 12, 16, 25, 27</p>	<p>"synchronization code"</p>	<p>No construction necessary. This term should be given its plain and ordinary meaning, which is "an identifier that can be used to facilitate a connection between two or more devices."</p>	<p>Pages 2, 3, 10, 16, and 17 of Exhibit A to Touchstream's Infringement Contentions (Exhibit 4 at pp. 4-2, 4-3, 4-10, 4-16, and 4-17).</p> <p>Pages 3, 6, 13 and 19 of Exhibit B to Touchstream's Infringement Contentions (Exhibit 4 at pp. 4-25, 4-28, 4-35, and 4-41).</p>	<p>"a unique identifier associated with a particular display device [or content presentation device]"</p>	<p>Exh Viz Cor 10,</p> <p>Exh Viz Cor 13,</p> <p>Exh Viz Cor 12,</p> <p>Exh Viz Cor 10,</p> <p>Exh Viz Cor 8-1</p> <p>Exh Viz</p>

Exhibit 1 to Joint Disputed Claim Terms Charts for  
 U.S. Pat. Nos. 8,356,251 (“the ’251 patent”), 8,782,528 (“the ’528 patent”) and 8,904,289 (“the ’289 patent”) in  
*Touchstream Technologies, Inc. v. Vizbee, Inc.* Case No. 1:17-cv-06247-PGG

Patent(s), Claim(s)	Term/Phrase	Touchstream’s Proposed Construction	Cross-reference to Related Paragraphs of Touchstream’s Infringement Contentions	Vizbee’s Proposed Construction	Other Relevant Cases
					Cor 9, 1
’251 patent, claims 1, 4, 11-15, 22  ’528 patent, claims 1-7, 10, 16-24, 27, 28, 30  ’289 patent, claims 1, 5, 6, 10, 15, 16 <sup>1</sup>	“storing”/”store”	No construction necessary. This term should be given its plain and ordinary meaning, which is “placing in a location for subsequent use.”	Pages 3, 6, 10, and 14-16 of Exhibit A to Touchstream’s Infringement Contentions (Exhibit 4 at pp. 4-3, 4-6, 4-10, and 4-13 to 4-16).  Pages 6, 16, 19, and 22 of Exhibit B to Touchstream’s Infringement Contentions (Exhibit 4 at pp. 4-28, 4-38, 4-41, and 4-44).  Pages 5, 9, 11, 13, and 15-17 of Exhibit C to Touchstream’s	Plain and ordinary meaning, which is: “persistently retaining data or instructions to enable subsequent retrieval” / “to persistently retain data or instructions to enable subsequent retrieval”	Exh Viz Cor 20,  Exh Viz Cor 19-35-  Exh Viz Cor 19, 62,  Exh Viz

<sup>1</sup> Touchstream reserves its right to object to Vizbee’s identification of claims 4, 14, and 15 of the ’251 patent, claim 30 of the ’528 patent, and claims 5 and 15 of the ’289 patent on the grounds that these claims were not identified in the claim constructions pursuant to Section 8(b) of the Court’s Case Management Plan and Scheduling Order.

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			Infringement Contentions (Exhibit 4 at pp. 4-51, 4-55, 4-57, 4-59, and 4-61 to 4-63).		Cor 11, 26.  Exh Viz Cor 8, 1 30,  Exh Viz Cor 11, 30,  Exh Viz Cor 7, 1  Exh Viz Cor 9, 1  Exh

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					Viz Cor 9-1
’251 patent, claims 1, 3, 11-13, 22  ’528 patent, claims 1, 9, 14, 16, 24, 27, 28, 29  ’289 patent, claims 1, 2, 4, 6, 8, 10, 12, 14, 16	“programming code”	No construction necessary. This term should be given its plain and ordinary meaning, which is “instructions for a computer.”	Pages 5, 6, 8, 14-15, 17 and 18 of Exhibit A to Touchstream’s Infringement Contentions (Exhibit 4 at pp. 4-5, 4-6, 4-8, 4-13 to 4-15, 4-17, and 4-18).  Pages 6-8, 10, 12, 13, 15-18, 20, 21, and 23 of Exhibit B to Touchstream’s Infringement Contentions (Exhibit 4 at pp. 4-28 to 4-30, 4-32, 4-34, 4-35, 4-37 to 4-40, 4-42, 4-43, and 4-45).  Pages 6, 7, 10, 11, 13, 14, 17, and 18 of	“display-device- or media-player-specific executable code”	Exl Viz Cor 20,  Exl Viz Cor 18, 37.  Exl Viz Cor 18, 54,  Exl Viz Cor 10, 31.

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			Exhibit C to Touchstream’s Infringement Contentions (Exhibit 4 at pp. 4-52, 4-53, 4-56, 4-57, 4-59, 4-60, 4-63, and 4-64).		Exl Viz Cor 9, 1 26,  Exl Viz Cor 13,  Exl Viz Cor 11-  Exl Viz Cor 8, 1  Exl Viz Cor 8, 1

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