

EXHIBIT B

**UNILOC VERSION OF: JOINT CLAIM CONSTRUCTION CHART PURSUANT TO LOCAL PATENT RULES
FOR THE ‘466, ‘766, ‘293 and ‘578 PATENTS**

The items are listed in order of priority, and grouped by claim construction issue

A. Whether the ‘578 and ‘293 patent claims require application programs be executed at the client.

Terms and Phrases	Patent	Claims	Plaintiff’s Proposed Construction	Defendants’ Proposed Construction¹	Court
“application program(s) / application(s)”	‘466	1-4, 8-9, 13, 15-19, 23-24, 28, 30-32, 36-37, 41	“code associated with performing a particular function for a user” [see note 1 below]	“application level software program code for underlying application level functions that executes locally at the client as a separate application from the browser”	
	‘766	1-3, 7-9, 13-15			
	‘578	1, 2, 4, 5, 7, 11-18, 20, 21, 23, 27-33, 35, 36, 38, 42-46			
	‘293	1, 12, 17			
“registration operations”	‘293	1, 12, 17	“registration of the application program at the target on-demand server so that it will be available to users from client computers” [see note 1 below]	“registration of the application program at the target on-demand server(s) so that it will be available for access and download responsive to user requests from client computers”	

¹ Each Defendant only takes a position for a proposed construction to the extent such term or patent is asserted by that Defendant.

Terms and Phrases	Patent	Claims	Plaintiff's Proposed Construction	Defendants' Proposed Construction ¹	Cour
"application launcher program" / "application launcher program associated with the application program" / "application launcher programs associated with each of the set of the plurality of application programs"	'466	3, 6, 10, 18, 21, 25, 31, 34, 38	"a program distributed to a client to initially populate a user desktop and to request execution of the application program" [see note 1 below]	"a program distributed to a client to initially populate a user desktop and to request the application program from a server"	
	'766	2, 8, 14			
	'578	1, 4-5, 11-17, 20-21, 27-32, 35-36, 42-46			
"make the application program available for use"	'293	1, 12, 17	"make the application program available for use [see note 1 below]"	"make the application available for access and download, responsive to user requests"	

Note 1: Uniloc identifies whether the '578 and '293 patent claims require application programs be executed at the construction issue that accounts for the difference in language between the parties' proposed constructions above.

Uniloc's position: The claims of these patents do not require execution at the client.

Defendants' position: The claims of these patents require execution at the client.

Court's decision: _____

B. Whether claims 6 and 8 of the '578 patent are indefinite.

Terms and Phrases	Patent	Claims	Plaintiff's Proposed Construction	Defendants' Proposed Construction ²	Court
"the initiating execution step"	'578	6, 8	[see note 2 below]	Indefinite	

Note 2: Uniloc believes the disagreement as to these claims is not one of claim "construction," but rather one of whether the claims are indefinite, i.e., whether they would inform a person of ordinary skill in the art, with reasonable certainty, about the scope of the claims. Rather than propose a "construction," Uniloc proposes how that person would understand the claims.

Claim 1, 6, and 8 of the '578 patent:

1. A method for management of configurable application programs on a network comprising the steps of:
 - installing an application program having a plurality of configurable preferences and a plurality of authorized users on a server coupled to the network;
 - distributing an application launcher program associated with the application program to a client computer on the network;
 - obtaining a user set of the plurality of configurable preferences associated with one of the plurality of authorized users executing the application launcher program;
 - obtaining an administrator set of the plurality of configurable preferences from an administrator; and
 - executing the application program using the obtained user set and the obtained administrator set of the plurality of configurable preferences responsive to a request from the one of the plurality of authorized users.

² Each Defendant only takes a position for a proposed construction to the extent such term or patent is asserted by that Defendant.

6. A method according to claim 1 wherein the step of executing is preceded by the step of storing a user set and the obtained administrator set on a storage device coupled to the server and wherein **the initiating step** includes the step of retrieving the stored user set and the stored administrator set from the storage device.

8. A method according to claim 1 wherein **the initiating execution step** includes the step of obtaining preference values for any of the plurality of configurable preferences which are not specified by the user set and the administrator set.

Uniloc's position as to claim 6: Claim 6 adds to claim 1 two limitations: A) storing a user set and an administrator set on a storage device, before initiating the execution, and then B) retrieving the stored sets in initiating the execution.

Defendants' position: Claim 6 is indefinite.

Court's decision: _____

Uniloc's position as to claim 8: Claim 8 adds to claim 1 the limitation: obtaining default preference values in initiating the execution.

Defendants' position: Claim 8 is indefinite.

Court's decision: _____

C. Whether Claims 20, 22, 24, 35, 37, and 39 of the '578 patent are indefinite.

Terms and Phrases	Patent	Claims	Plaintiff's Proposed Construction	Defendants' Proposed Construction ³	Court
"the computer readable program code means for executing the application program" / "the computer readable program code means for initiating execution" / "the means for executing the application program" / "the means for initiating execution"	'578	20, 22, 24, 35, 37, 39	[see note 3 below]	Indefinite	

Note 3: Uniloc believes the disagreement as to these claims is not one of claim "construction," but rather one of whether the claims are indefinite, i.e., whether they would inform a person of ordinary skill in the art, with reasonable certainty, about the meaning of the claims. Rather than propose a "construction," Uniloc proposes how that person would understand the claims. The issue is the same as to all of the claims. In the briefs, the parties used claims 32 and 35, as representative:

³ Each Defendant only takes a position for a proposed construction to the extent such term or patent is asserted by that Defendant.

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