

# EXHIBIT A

**EXHIBIT A – Parties’ Agreed-Upon Constructions**

No.	Claim Term Phrase	Patent Claims	Parties’ Agreed-Upon
1.	means for attaching a forced message alert software packet to a voice or text message creating a forced message alert that is transmitted by said sender PDA/cell phone to the recipient PDA/cell phone, said forced message alert software packet containing a list of possible required responses and requiring the forced message alert software on said recipient PDA/cell phone to transmit an automatic acknowledgment to the sender PDA/cell phone as soon as said forced message alert is received by the recipient PDA/cell phone	'970:1	<p>Governed by § 112, ¶ 6</p> <p><b>Function:</b> “attaching a software packet to a voice or text message creating a forced message alert that is transmitted by said sender PDA/cell phone to the recipient PDA/cell phone, said forced message alert software packet containing a list of possible required responses and requiring the forced message alert software on said recipient PDA/cell phone to transmit an automatic acknowledgment to the sender PDA/cell phone as soon as said forced message alert is received by the recipient PDA/cell phone”</p> <p><b>Structure:</b> “a PC or PD configured to implement the functions disclosed in the '970 Patent and equivalents thereof”</p>
2.	means for requiring a required manual response from the response list by the recipient in order to clear recipient’s response list from recipient’s cell phone display	'970:1	<p>Governed by § 112, ¶ 6</p> <p><b>Function:</b> “requiring a required manual response from the response list by the recipient in order to clear recipient’s response list from recipient’s cell phone display”</p>

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			<b>Structure:</b> “a PC or PD configured to implement disclosed in the ’970 Patent at 8:37-57; thereof”
3.	means for receiving and displaying a listing of which recipient PDA/cell phones have automatically acknowledged the forced message alert and which recipient PDA/cell phones have not automatically acknowledged the forced message alert* <sup>1</sup>	’970:1	Governed by § 112, ¶ 6  <b>Function:</b> “receiving a listing of which recipient PDA/cell phones have not automatically acknowledged the forced message alert and PDA/cell phones have not automatically acknowledged the forced message alert”  <b>Structure:</b> “PDA/cell phone including touch screen transmitter or cellular network equivalents thereof”
4.	means for periodically resending said forced message alert to said recipient PDA/cell phones that have not automatically acknowledged the forced message alert*	’970:1	Governed by § 112, ¶ 6  <b>Function:</b> “periodically resending forced message alert to PDA/cell phones that have not automatically acknowledged the forced message alert”

<sup>1</sup> For terms notated with an asterisk (\*), the Parties intend to file a joint motion requesting that the Court adopt the *AGIS Software Dev. LLC v. Google LLC*, No. 2:19-cv-00361-JRG, Dkt. 147 (E.D. Tex. Dec. 8, 2020) and that the record of this case the applicable portions of the claim construction proceedings in *AGIS v. Google* so that each Party has the right to appeal the term(s).

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			<p><b>Structure:</b> “a PC or PD configured to implement disclosed in the ’970 Pa equivalents thereof”</p>
5.	<p>means for receiving and displaying a listing of which recipient PDA/cell phones have transmitted a manual response to said forced message alert and details the response from each recipient PDA/cell phone that responded*</p>	’970:1	<p>Governed by § 112, ¶ 6</p> <p><b>Function:</b> “receiving a listing of which recipient have transmitted a manual forced message alert and response from each recipient phone that responded”</p> <p><b>Structure:</b> “PDA/cell including touch screen transmitter or cellular m equivalents thereof”</p>
6.	<p>means for transmitting the acknowledgment of receipt to said sender PDA/cell phone immediately upon receiving a forced message alert from the sender PDA/cell phone*</p>	’970:2	<p>Governed by § 112, ¶ 6</p> <p><b>Function:</b> “transmitting acknowledgment of receipt PDA/cellphone immediately a forced message alert to PDA/cellphone”</p> <p><b>Structure:</b> “a PC or PD configured to implement disclosed in the ’970 Pa Fig. 4; and equivalents PDA/cell phone hardware”</p>

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			wireless transmitter or equivalents thereof”
7.	means for controlling of the recipient PDA/cell phone upon transmitting said automatic acknowledgment and causing, in cases where the force message alert is a text message, the text message and a response list to be shown on the display of the recipient PDA/cell phone or causes, in cases where the forced message alert is a voice message, the voice message being periodically repeated by the speakers of the recipient PDA/cell phone while said response list is shown on the display*	’970:2	<p>Governed by § 112, ¶ 6</p> <p><b>Function:</b> “controlling PDA/cellphone upon transmitting said automatic acknowledgment and causing, in cases where the forced message alert is a text message, the text message and a response list to be shown on the display of the recipient PDA/cell phone or causes, in cases where the forced message alert is a voice message, the voice message being periodically repeated by the speakers of the recipient PDA/cellphone while said response list is shown on the display”</p> <p><b>Structure:</b> “PDA/cell phone implementing the algorithm of the ’970 patent at 7:43-63, and equivalents thereof”</p>
8.	means for clearing the text message and a response list from the display of the recipient PDA/cell phone or stopping the repeating voice message and clearing the response list from the display of the recipient PDA/cell phone once the manual response is transmitted*	’970:2	<p>Governed by 112, ¶ 6.</p> <p><b>Function:</b> “clearing the text message and a response list from the display of the recipient PDA/cell phone or stopping the repeating voice message and clearing the response list from the display of the recipient PDA/cell phone once the manual response is transmitted”</p>

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