#### IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF TEXAS MARSHALL DIVISION

SLYDE ANALYTICS LLC,

Case No. 2:23-cv-00083-RWS-RSP

Plaintiff,

JURY TRIAL DEMANDED

v.

SAMSUNG ELECTRONICS CO., LTD. and SAMSUNG ELECTRONICS, AMERICA, INC.,

Defendants.

SLYDE ANALYTICS LLC'S
OPENING CLAIM CONSTRUCTION BRIEF



## **TABLE OF CONTENTS**

				Page(s)	
I.	INTR	ODUC	TION	1	
II.	CLAIM CONSTRUCTION STANDARD OF REVIEW				
	A.	Gove	rning Law	1	
III.	LEVI	EL OF (	ORDINARY SKILL IN THE ART	1	
IV.	DISP	UTED	CLAIM TERMS	2	
	A.	'033 Patent		2	
		1.	Term 1: "gear train" (Claims 1, 18, '033 Patent")	2	
		2.	Term 2: "simulation of a mechanical watch movement comprising a gear train, said simulation being visible so as to indicate the time" (Claim 1, '033 Patent')	í	
		3.	Term 3: "mechanical watch" (Claim 1, '033 Patent')	5	
		4.	Term 4: "synchronizing the displayed time by said displayed mechanical movement with that of said quartz oscillator" (Claim 1, '033 Patent')	l	
	В.	B. '922 Patent		9	
		1.	Term 5: "cause said several available cards to scroll past" (Claims 1 and 23, '922 Patent")		
		2.	Term 6: "scrolling on a digital matrix display of several available cards" (Claim 9, '922 Patent)		
		3.	Term 7: "A method for replacing an initially displayed card displayed by a wristwatch by a replacement card, the method having the following steps:" (Claim 9,'922 Patent)	l	
		4.	Term 8: "A wristwatch" (Claims 1, 23, 24, '922 Patent)	14	
	C.	'678	Patent	15	
		1.	Term 9: "A method combining gesture detection" (Claim 1, '678 Patent)		
		2.	Term 10: "other processing means" (Claim 1, '678 Patent) / "other processing means" (Claim 14, '678 Patent)		



		3.	Term 11: "discriminating between gesture and no gesture" (Claims 1, 14, '678 Patent)	20
		4.	Term 12: "using said microcontroller for detecting said gesture and for discriminating between gesture and no gesture based at least on signals from the touch panel" (Claim 1, '678 Patent)	23
		5.	Term 13: "said gesture being a tap or a double tap" (Claim 11, '678 Patent)	24
		6.	Term 14: "A wristwatch which can be operated in a plurality of power modes including a first power mode and a second power mode" (Claim 14, '678 Patent)	26
	D.	'085 I	Patent	27
		1.	Term 15: "A method for switching a wristwatch from a first power mode to a second power mode" (Claim 1, '085 Patent)	27
		2.	Term 16: "a duration between the starting position and the final position is in a predefined range" (Claim 1, '085 Patent)	28
V	CONO	CLUSIC	)N	29

### **TABLE OF AUTHORITIES**

	Page(s)
Cases	
AGIS Software Dev., LLC v. Huawei Device USA Inc., No. 2:17-cv-513-JRG, 2018 WL 4908169 (E.D. Tex. Oct. 10, 2018)	1
Am. Med. Sys., Inc. v. Biolitec, Inc., 618 F.3d 1354 (Fed. Cir. 2010)	13, 28
Apple, Inc. v. Ameranth, Inc., 842 F.3d 1229 (Fed. Cir. 2016)	11, 22, 29
Bicon, Inc. v. Straumann Co., 441 F.3d 945 (Fed. Cir. 2006)	12
Boehringer Ingelheim Vetmedica, Inc. v. Schering-Plough Corp., 320 F.3d 1339 (Fed. Cir. 2003)	26
C-Cation Techs., LLC v. Time Warner Cable, Inc., No. 2:14-CV-00059-JRG-RSP, 2015 WL 1849014 (E.D. Tex. Apr. 20, 2015)	13, 27, 28
C.R. Bard, Inc. v. U.S. Surgical Corp., 388 F.3d 858 (Fed. Cir. 2004)	8
Catalina Mktg. Int'l, Inc. v. Coolsavings.com, Inc., 289 F.3d 801 (Fed. Cir. 2002)	passim
Clear with Computs., LLC v. AGCO Corp., No. 6:12-CV-622, 2014 WL 2700376 (E.D. Tex. June 13, 2014)	10, 12
Dareltech, LLC v. Samsung Elecs. Co., No. 4:18cv702, 2020 WL 1248500 (E.D. Tex. Mar. 16, 2020)	9
Default Proof Credit Card Sys., Inc. v. Home Depot U.S.A., Inc., 412 F.3d 1291 (Fed. Cir. 2005)	20
EON Corp. IP Hldgs., LLC v. Verizon Clinton Ctr. Drive Corp., 736 F. Supp. 2d 1051 (E.D. Tex. 2010)	15
GE Lighting Sols., LLC v. AgiLight, Inc., 750 F.3d 1304 (Fed. Cir. 2014)	10
Howmedica Osteonics Corp. v. Wright Med. Tech., Inc., 540 F 3d 1337 (Fed. Cir. 2008)	22 29



Konami Corp. v. Roxor Games, Inc., 445 F. Supp. 2d 725 (E.D. Tex. 2006)	26
Lighting Ballast Control LLC v. Philips Elecs. N. Am. Corp., 790 F.3d 1329 (Fed. Cir. 2015)	18
Masimo Corp. v. Sotera Wireless, Inc., No. 2022-1393, 2023 WL 6990542 (Fed. Cir. Oct. 24, 2023)	18
Merck & Co. v. Teva Pharms. USA, Inc., 395 F.3d 1364 (Fed. Cir. 2005)	29
Mirror Worlds, LLC v. Apple, Inc., 742 F. Supp. 2d 875 (E.D. Tex. Aug. 11, 2010)	5
On Demand Mach. Corp. v. Ingram Indus., Inc., 442 F.3d 1331 (Fed. Cir. 2006)	14
Orion IP, LLC v. Staples, Inc., 406 F. Supp. 2d 717 (E.D. Tex. 2005)	6
Phillips v. AWH Corp., 415 F.3d 1303 (Fed. Cir. 2005)	21
RFCyber Corp. v. Google LLC, No. 2:20-CV-274-JRG, 2021 WL 5357465 (E.D. Tex. Nov. 17, 2021)	16
Salazar v. HTC Corp., No. 2:16-CV-01096-JRG-RSP, 2017 WL 5021986 (E.D. Tex. Nov. 3, 2017)	3
Seoul Semiconductor Co. v. Nichia Corp., 596 F. Supp. 2d 1005 (E.D. Tex. 2009)	1
SEVEN Networks, LLC v. Apple Inc., No. 2:19-CV-115-JRG, 2020 WL 1536152 (E.D. Tex. Mar. 31, 2020)	3
Skedco, Inc. v. Strategic Operations, Inc., 685 F. App'x 956 (Fed. Cir. 2017)	22
Versata Software, Inc. v. Sun Microsystems, Inc., No. 2:06-CV-358, 2008 WL 3914098 (E.D. Tex. Aug. 19, 2008)	3
Visible Connections, LLC v. Zoho Corp., 418 F. Supp. 3d 155 (W.D. Tex. 2019)	28
W.E. Hall Co. v. Atlanta Corrugating, LLC,	_



# DOCKET

# 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 interface) 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.

