Maxell, Ltd. v. Apple Inc.:

Apple's Motion to Compel Compliant Infringement Contentions

Case No. 5:19-cv-00036-RWS

January 8, 2020

...tent Rule 3-4(a)

P.R. 3-4(a): Source code, specifications, schematics, flow charts, artwork, formulas, or other documentation sufficient to show the operation of any aspects or elements of an Accused Instrumentality identified by the patent claimant in its P.R. 3-1(c) chart.

P.R. 3-4.

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tent Rule 3-1(g)

P.R. 3-1(g): If a party claiming patent infringement asserts that a claim element is a software limitation, the party need not comply with P.R. 3-1 for those claim elements until 30 days after source code for each Accused Instrumentality is produced by the opposing party. Thereafter, the party claiming patent infringement shall identify, on an element-by-element basis for each asserted claim, what source code of each Accused Instrumentality allegedly satisfies the software limitations of the asserted claim elements.

D.I. 42 (Discovery Order) at 2.

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axell Invoked P.R. 3-1(g) for All Asserted Claims

Asserted Patent	P.R. 3-1(g) in Initial Contentions	11/6/19 Maxell's Claim Election
'317	1-3, 5-15, 17, and 18	1, 3, 13, 17
'999	1-6	1, 2, 3
'498	1, 3-5, 7-11, and 13	3, 13
'193	1, 6, and 7	1, 6, 7
'306	2, 5, 6, and 12-15	6, 12, 14, 15
'438	1-7	1-5
'991	1-5 and 8-12	1, 4, 12
'794	1-3 and 5-14	1, 3, 5, 6, 9, 14
'493	1, 3-6, 10, and 11	1, 4, 5, 6, 10
'586	1-2, 6-7, 9-10, 13-14, and 16-18	7, 10, 16, 17, 18

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