

EXHIBIT AAA

Exhibit A-14

Invalidity of U.S. Patent No. 6,757,068 (“’068 Patent”)¹ under Pre-AIA Section 102 or Section 103 of the Patent Act in View of Virtual Vision’s HMD and Other Prior Art
Virtual Vision’s Head Mounted Displays (“Virtual Vision’s HMD”)²

Virtual Vision’s HMD was publicly available at least as of 1999. Plaintiffs assert a priority date of January 28, 1999. Even assuming that the ’068 Patent is entitled to this priority date, Virtual Vision’s HMD qualifies as prior art under 35 U.S.C. § 102(a) to the ’068 Patent.

As described herein, the asserted claims of the ’068 Patent are invalid (a) under one or more sections of 35 U.S.C. § 102 expressly or inherently by Virtual Vision’s HMD and (b) under 35 U.S.C. § 103 as obvious in view of Virtual Vision’s HMD and, additionally, in combination with the knowledge of one of ordinary skill in the art, and/or other prior art, including the prior art identified in Defendants’ Invalidity Contentions and the prior art described in the claim charts attached in Exhibit A-14. In respect to the proposed modifications to Virtual Vision’s HMD, as of the priority date of the ’068 Patent, such modifications are obvious to try, an obvious combination of prior art elements according to known methods to yield predictable results, one known element for another to obtain predictable results, a use of known techniques to improve a similar device or method, a way, an application of a known technique to a known device or method ready for improvement to yield predictable results.

¹ Discovery in this case is ongoing and, accordingly, this invalidity chart is not to be considered final. Defendants have conducted the invalidity charting having fully undergone claim construction and a *Markman* hearing. By charting the prior art against the claim(s) herein, Defendants are not conceding Plaintiffs’ interpretation of the claims at issue in this case. Additionally, these charts provide representative examples of portions of the prior art that meet the indicated limitations under Plaintiffs’ application of the claims; additional portions of these references other than the representative examples also disclose the indicated limitation(s) and Defendants contend that the asserted claim(s) are invalid in light of the charted reference(s). Defendants reserve the right to rely on additional citations or sources of evidence that also may be applicable, or that may become applicable in light of the charted reference(s). Plaintiffs’ infringement contentions, and/or information obtained during discovery as the case progresses. Further, by submitting this invalidity chart, Defendants do not waive and hereby expressly reserve their right to raise other invalidity defenses, including but not limited to defenses under 35 U.S.C. § 102(b). Defendants reserve the right to amend or supplement this claim chart at a later date, including after the Court’s order construing disputed claims.

² The claim limitations described herein were disclosed by Virtual Vision’s HMD as of the earliest priority date of the ’068 Patent. For instance, Virtual Vision, *Virtual Vision, Inc. Demo SVGA Headset Monitor at DisplaySearch / EBN Industry Conference* (Mar. 8, 1999), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 1.”); Virtual Vision, *Fed Corp. Reveals Use of Virtual Vision’s HMD in Godzilla Movie* (May 18, 1998), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 2.”); Virtual Vision, *Virtual Vision, Inc. Incorporated Corporate Overview* (1999), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 3.”); Virtual Vision, *Virtual Vision, Inc., Demonstrates Prototype Personal Information Display (PID TM) Headset Systems* (May 19, 1998), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 4.”); Virtual Vision, *Eglass Frequently Asked Questions* (1999), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 5.”); Virtual Vision, *Virtual Vision’s Eglass TM Headset System* (2000), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 6.”); Virtual Vision, *Fed Corporation Announces Virtual Vision, Inc. from Telxon Corporation* (Apr. 27, 1998), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 7.”); W. R. Sherman & A. B. Craig, *Boeing Wins Patent for Wearable Monitor’s 1-inch LCOS Display Turns Heads*, EE TIMES ONLINE (Mar. 12, 1999), <https://web.archive.org/web/20000309122559/http://www.virtualvision.com/> (“VV Ex. 8.”); W. R. Sherman & A. B. Craig, *Boeing Wins Patent for Wearable Monitor’s 1-inch LCOS Display Turns Heads*, UNDERSTANDING VIRTUAL REALITY 513–520 (2003) (“VV Ex. 9.”).