Exhibit 439.A – Infringement Chart for DraftKings Sportsbook

The following chart is being produced pursuant to the Scheduling Order (D.I. 25, ¶ 8(a)) regarding infringement of U.S. Patent No. 8,721,439 (the "'439 patent"). The '439 Accused Products include at least: 1) the DraftKings Sportsbook kiosks and/or over the counter betting at partnered casinos, 2) the DraftKings Sportsbook mobile applications accessible via mobile devices, and 3) the DraftKings Sportsbook web applications accessible via computing devices (i.e., one or more wagering input devices).

For the purpose of this chart, the '439 Accused Products have the same functionality in the way they satisfy each and every element of the following claims and there is no functional difference regarding their operation unless specifically noted. In addition, to the extent that users are required to meet the claim elements, Draft Kings induces its users to meet the claim limitation because Draft Kings provides users with instructions and guidance on how to use the '439 Accused Products to perform each and every element of the claim. To the extent that any element is met by users, the users operate in a joint enterprise with DraftKings when they use the '439 Accused Products as directed and required by DraftKings.

Claim Element	Infringement
US 8,721,439	
1[a]. A method of conducting a multi-outcome wagering event for one or more players, wherein the wagering event comprises a defined number of legs, and wherein at least one of the one or more players is presented with at least one of a buy-out offer and a partial buy-out offer prior to completion of all of the defined number of legs, the method comprising the steps of:	To the extent the preamble is limiting, the '439 Accused Products meet the claim language because they provide a method of conducting a multi-outcome wagering event for one or more players, wherein the wagering event comprises a defined number of legs, and wherein at least one of the one or more players is presented with at least one of a buy-out offer and a partial buy-out offer prior to completion of all of the defined number of legs. **OVERVIEW** DraftKings Sportsbook is one-stop, high-octane jet fuel for all your betting needs. The top-rated app in the country. American made, world-class, 21st century-and-beyond technology. A safe, secure online sports betting platform. Peace of mind reigns supreme while you Make It Reign. Ready to place a bet? Check out our map of where online sports betting is legal to see if DraftKings Sportsbook is offered in your state. https://www.draftkings.com/about/sportsbook/ [Accessed 18 November 2021, 22:45 EST]

Exhibit 439.A
CONTAINS RESTRICTED – OUTSIDE ATTORNEY'S EYES ONLY – PROSECUTION BAR PURSUANT TO THE PROTECTIVE ORDER

Claim Element	Infringement
	US 8,721,439
	What types of wagers are available with DraftKings Sportsbook? August 13, 2021 10:01 We have a variety of bet options for you to choose from on Sportsbook: • Futures: Bet on season-long results such as which team is going to be the championship winner, total wins for a team, and more. • Game lines: Bet on the outcome of the game. • Live betting: React to the game in real time using dynamic odds, scores and visuals. • Over/under: A wager on the total or the over/under of a game is a wager on the total number of points, runs or goals in a game/match. Totals are available on a wide range of team or player statistics. • Moneyline: A wager on which team/player will win the match/game by picking the outright winner. • Parlays, player prop/game parlays, and same game parlays (SGP): A parlay is a wager that combines two or more single wagers into one bet that requires all selections to win in order to win the bet. The more bets added to the parlay, the higher the payout. If one selection in the parlay loses, the entire parlay is declared a loss. If a selection happens to push, that leg is removed from the parlay and the odds are recalculated accordingly. • Point spread: A point spread is a number created by oddsmakers at sportsbooks to even out the gap between the favorite and the underdog of a game/match as teams/players are not all equal in skill. • Pools: Pick multiple outcomes and go against other bettors. • Props: A prop bet or proposition bet is a wager on an individual player or specific event in a game/match. This type of wagering allows you to place wagers on outcomes within the game rather than on the game as a whole e.g., points spread, moneyline, and/or totals. • Round robin (RR): A round robin (RR) bet is a way to put multiple parlays together in one bet. The more selections you make the more parlay combinations your round robin will have. RRs will create parlays of all possible combinations based on the selected outcomes, and will allow you to place all combinations of the outcomes in your bet slip quickly and efficiently. Depending on the number of outcomes in your bet slip, you can select from a number of RR options, which will place multiple parlay bets on the various combinations available. • Teaser: A teaser allows for the adjustment of point spreads and game totals on two or more picks. A fixed number of points are bought on all picks in the teaser. The number of picks selected and the number of points selected determine the payout odds. All picks must be successful in order for the bet to win. If a pick in the teaser is a push, that pick will be removed from the teaser and the odds will be adjusted accordingly. A push in a two pick teaser, without a loss, will be considered "no action" and the wager will be refunded. When placing a bet on a super/monster teaser, a push will result in a lost bet. https://help.draftkings.com/hc/en-us/articles/4405229776531-What-types-of-wagers-are-available-with-DraftKings-Sportsbook- [Accessed 19, November 2021 11:10 EST] **Quick Start: Cash Out** January 14, 2021 19:59 Cash Out is a new feature that gives you the opportunity to close out your active bet before the outcome is decided. This allows you to secure part of your winnings or cut your losses as the odds change in or against your favor. • On selected sports, Cash Out is available for pre-game, live, future and parlay bets and can be for more or less than your original wagered amount, depending on how events unfold following your bet placement. You can see if your bet is eligible for cash out when you add it to the bet slip. • After placing a bet, you can Cash Out early by visiting 'My Bets' and selecting the yellow Cash Out button. Payouts will be made upon confirming Cash Out and the money will deposited in your account immediately. https://help.draftkings.com/hc/en-us/articles/1500001549761-Quick-Start-Cash-Out [Accessed 18 November 2021, 22:45 EST]

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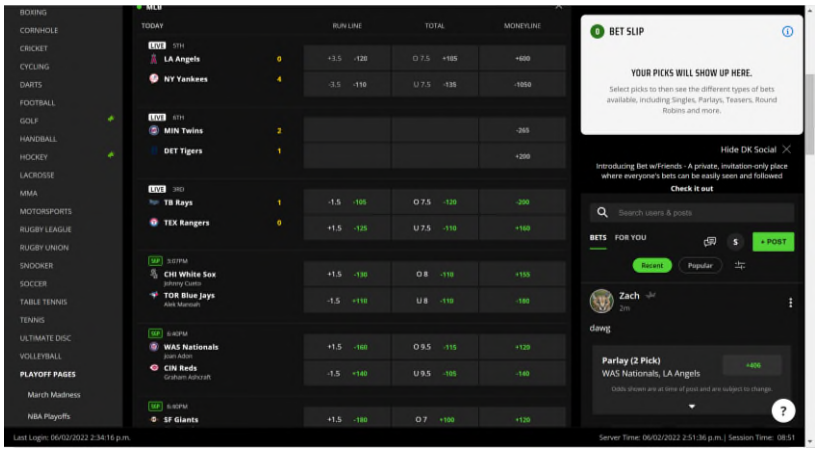
Claim Element	Infringement
US 8,721,439	
	Cash Out The Cash Out feature gives you the opportunity to cash out a bet before the outcome is decided, allowing you to secure part of your winnings or to cut your losses. https://sportsbook.draftkings.com/help/glossary/betting-terminology [Accessed 18 November 2021, 22:45 EST] **How do I cancel a placed bet? [Cash Out]** August 13, 2021 10:36 Once you have placed your bet and its acceptance has been confirmed, you cannot cancel it. That's why you should always make sure you have the correct bet before submitting it. In some cases you may be allowed to Cash Out your bet before the market goes live. On selected sports, Cash Out is available for pre-game, live, future and parlay bets. The Cash Out amount may be more or less than your original wager amount, based on how events unfold after your bet placement. To **Cash Out** a bet early: 1. Visit the My Bets section in your account. 2. Click on the yellow **Cash Out** button. 3. Once you confirm your Cash Out, the money will be deposited to your account. https://help.draftkings.com/hc/en-us/articles/4405230613011-How-do-I-cancel-a-placed-bet-Cash-Out- [Accessed 18 November 2021, 22:45 EST]  www.sportsbook.draftkings.com/featured?casinoPartner=TheMeadows&category=game-lines [Accessed 2 June 2022, 14:51 EDT]

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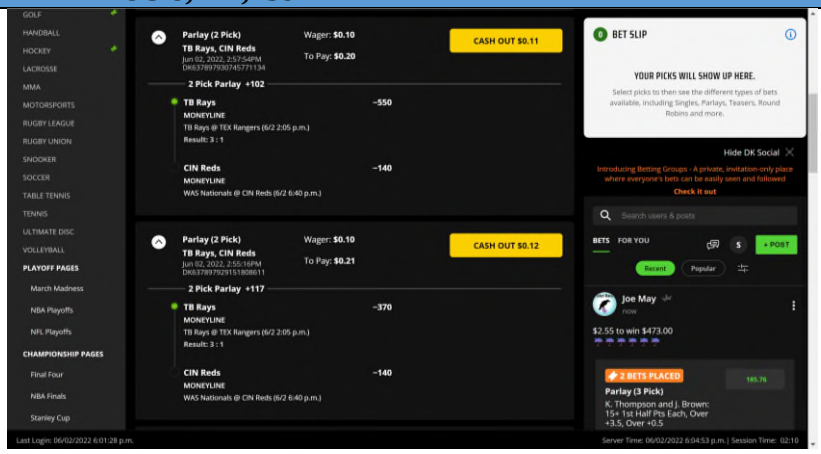
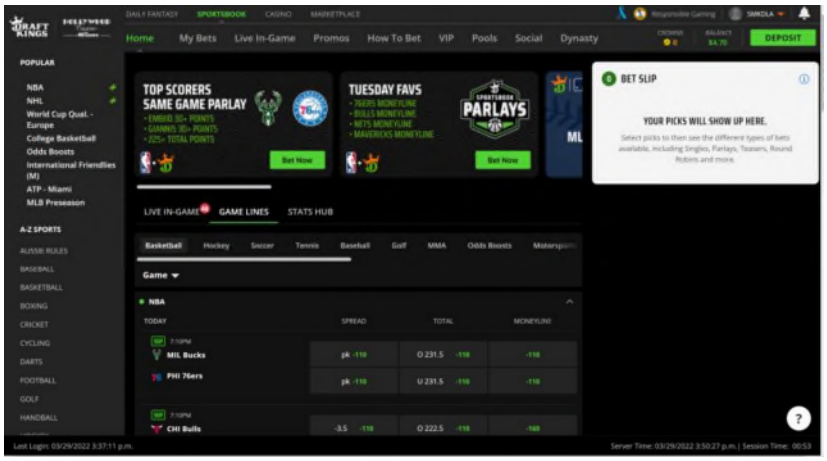
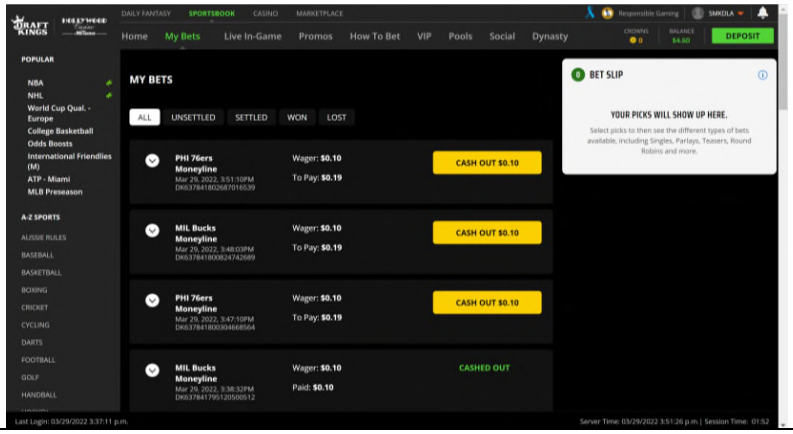
	US 8,721,439
	 www.sportsbook.draftkings.com/mybets [Accessed 2 June 2022, 18:04 EDT]  www.sportsbook.draftkings.com/featured?casinoPartner=The Meadows&category=game-lines [Accessed 29 March 2022, 15:50 EST] 

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Claim Element	Infringement
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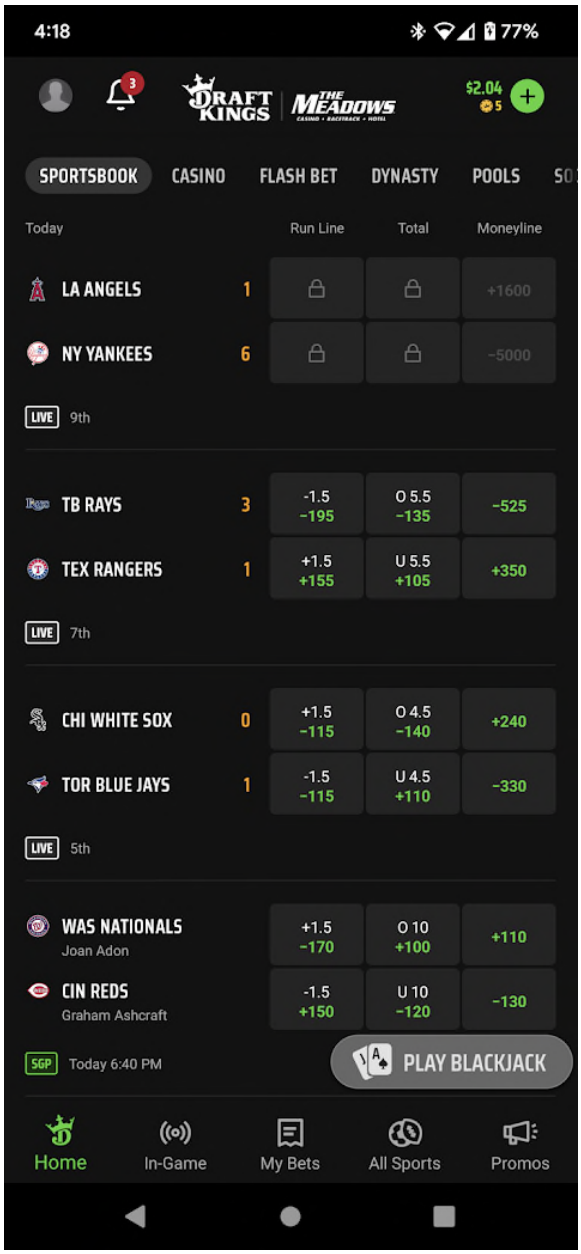
	www.sportsbook.draftkings.com/mybets [Accessed 29 March 2022, 15:51 EST]  DraftKings Sportsbook & Casino Android App v. 3.29.0 [Accessed 02 June 2022, 16:18 EDT]

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	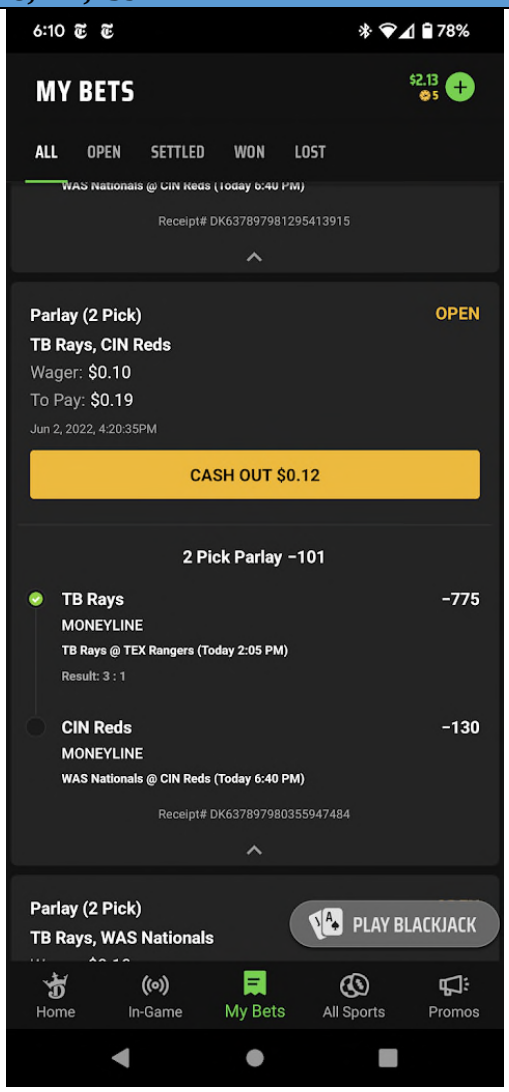 DraftKings Sportsbook & Casino Android App v. 3.29.0 [Accessed 02 June 2022, 18:10 EDT]

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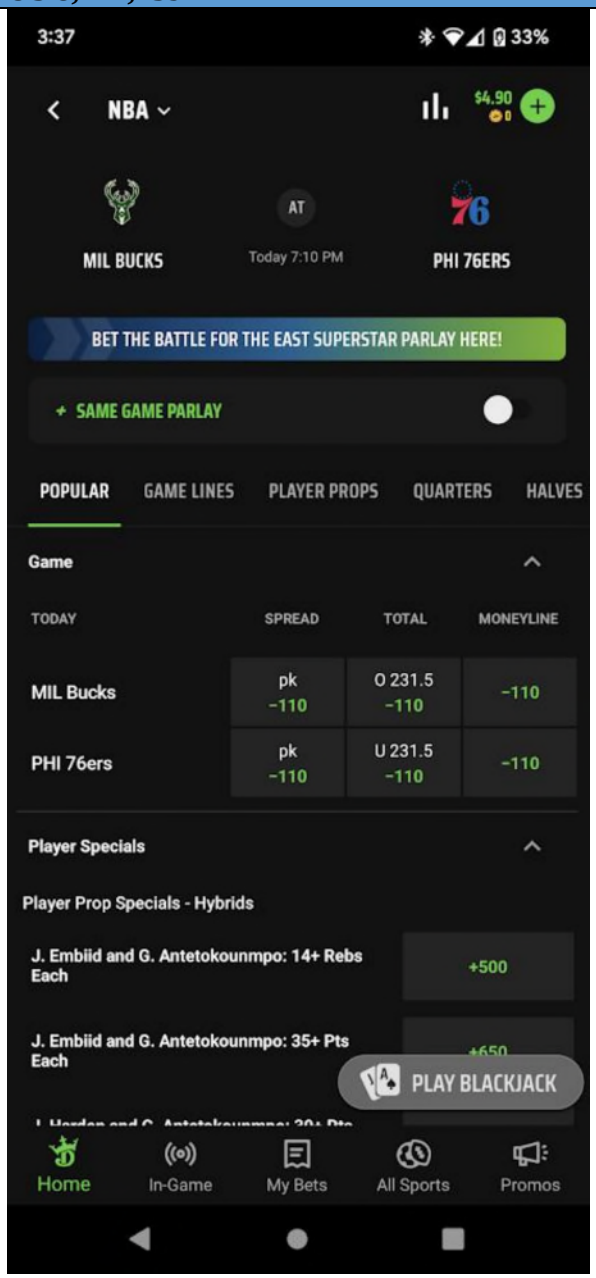
US 8,721,439	
	 DraftKings Sportsbook & Casino Android App v. 3.23.0 [Accessed 29 March 2022, 15:37 EST]

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	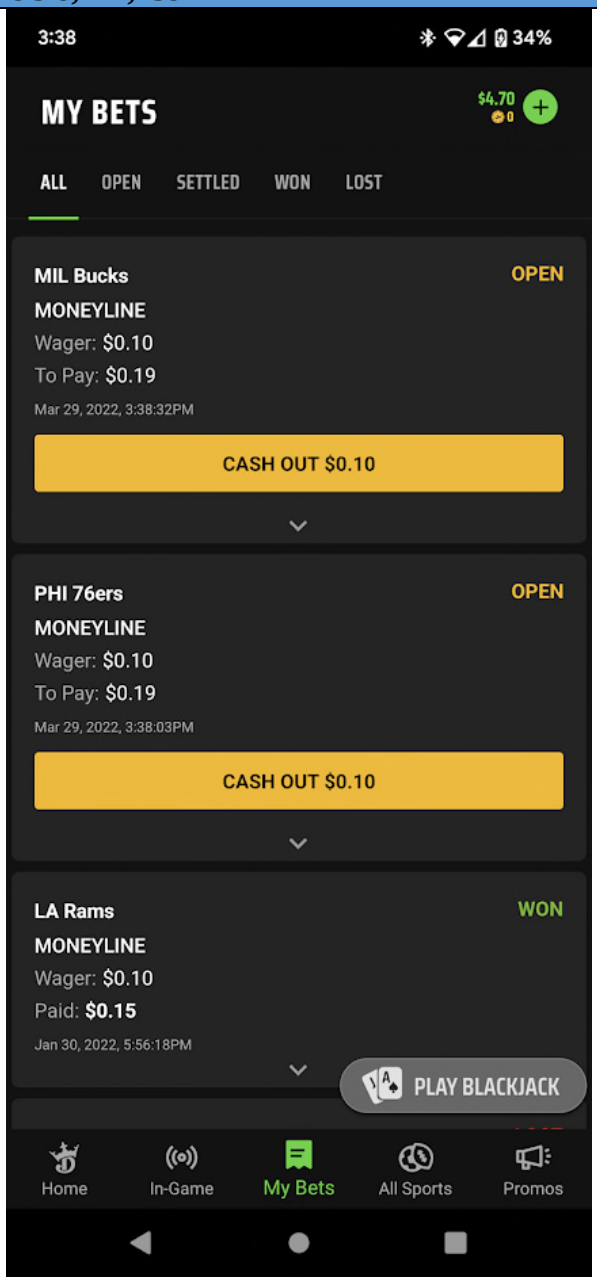 DraftKings Sportsbook & Casino Android App v. 3.23.0 [Accessed 29 March 2022, 15:38 EST]

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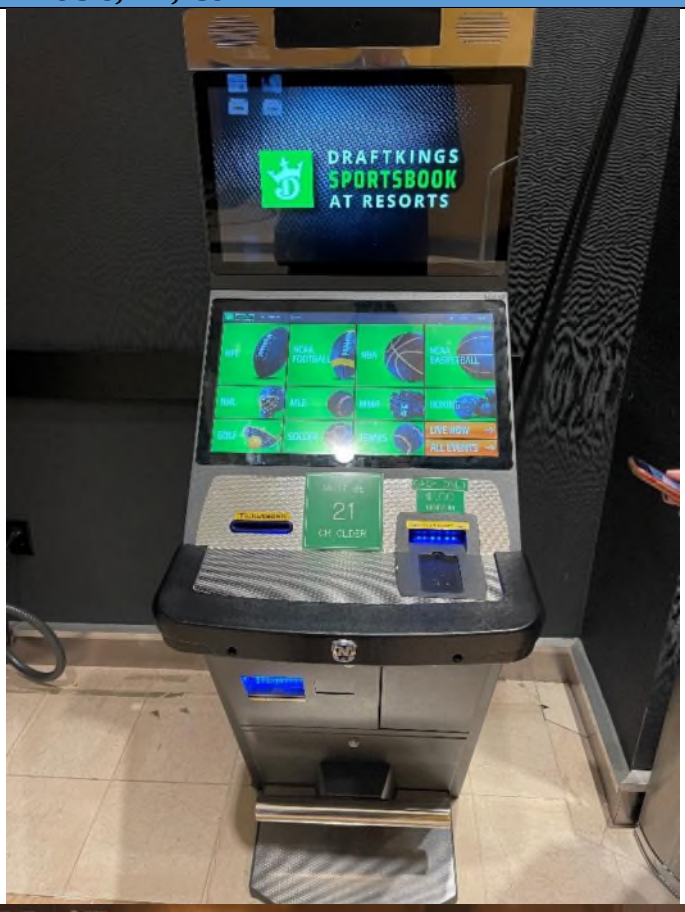
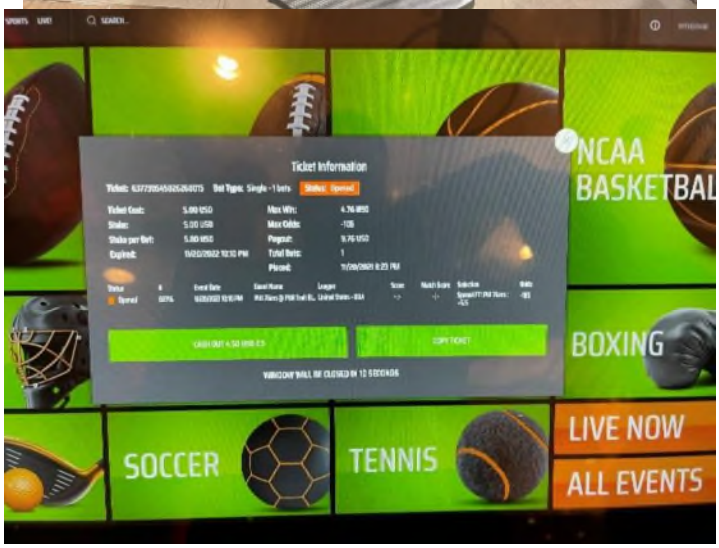
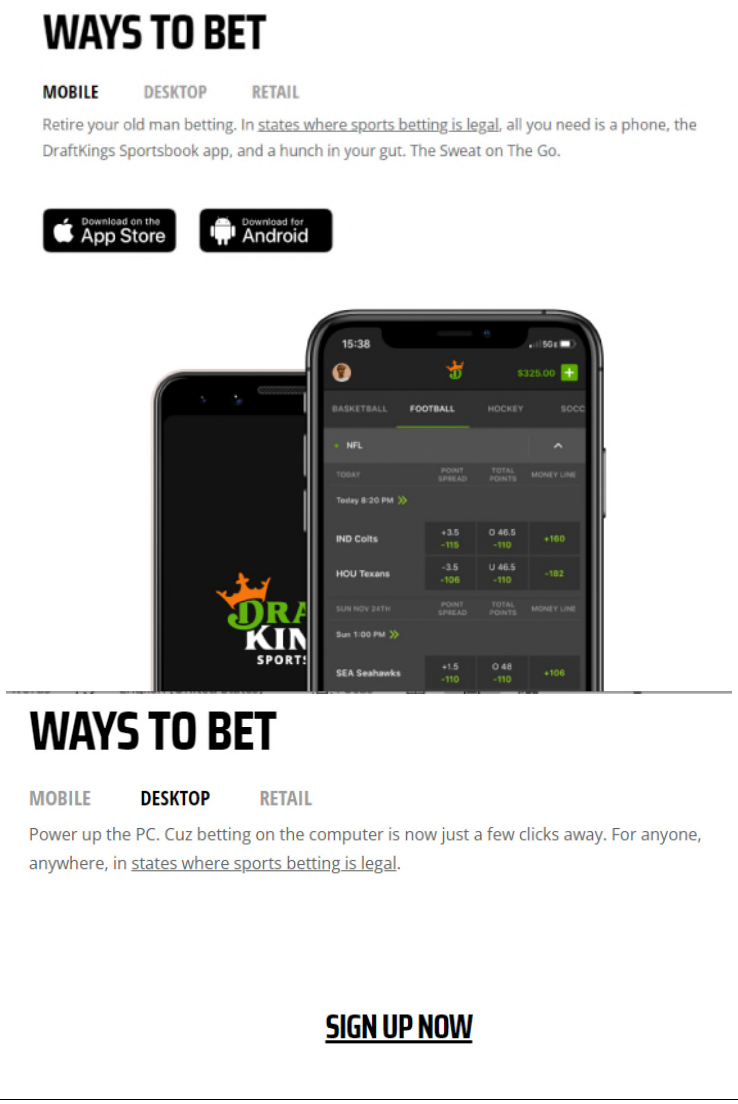
	  Photographs of kiosk at DraftKings Sportsbook at Resorts Hotel Casino, Atlantic City, NJ. [Captured 20 November 2021, 20:30 EST]

Claim Element	Infringement
US 8,721,439	
	See also limitations 1[b]- 1[i].
1[b]. providing one or more wagering input devices in communication with a system controller through which the one or more players may participate in the multi-outcome wagering event, said system controller being adapted for:	The '439 Accused Products meet the claim language because they provide one or more wagering input devices in communication with a system controller through which the one or more players may participate in the multi-outcome wagering event. 

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