

UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C. 20436

Before the Honorable MaryJoan McNamara
Administrative Law Judge

In the Matter of

CERTAIN SOFT PROJECTILE
LAUNCHING DEVICES, COMPONENTS
THEREOF, AMMUNITION, AND
PRODUCTS CONTAINING SAME

Inv. No. 337-TA-1325

POST-HEARING JOINT CLAIM CONSTRUCTION CHART

Pursuant to Ground Rule 1.14 and Order No. 6 (Adopted Procedural Schedule),
Complainants Hasbro, Inc. (“Hasbro”) and Spin Master, Inc. (“Spin Master”) (collectively
“Complainants”) and Respondents Gel Blaster, Inc., Shenzhen Yi Jin Electronics Science (a/k/a
“Shenzhen Yi Jin Electronics” and/or “Yi Jin Electronics Science”), Guangdong Yu Lee
Technology Corporation, and Yu Lee Company Ltd. (collectively, the “Gel Blaster
Respondents”); Splat-R-Ball, LLC, Daisy Manufacturing Company (d/b/a “Daisy Outdoor
Products”), and S-Beam Precision Products Ltd. (collectively, the “Splat-R-Ball Respondents”);
and Prime Time Toys LLC, Prime Time Toys Ltd., and Easebon Services Ltd. (collectively, the
“PTT Respondents”) (the Gel Blaster Respondents, Splat-R-Ball Respondents, and PTT
Respondents collectively as “Respondents”) (collectively, “private parties”) respectfully submit
this Post-Hearing Joint Claim Construction Chart..

Per the discussion during the *Markman* hearing, the parties will submit reply *Markman*
briefs on Tuesday, November 29, 2022.

I. U.S. PATENT NO. 8,371,282

A. Disputed Terms

	Term	Claim(s)	Proposed By	Complainants' Construction	Respondents' Construction	Staff's Construction
1	"super absorbent polymer"	1	Gel Blaster	Plain and ordinary meaning, i.e., "polymer that can absorb an extremely large amount of liquid relative to its own mass"	<u>PTT and Splat-R-Ball</u> : No construction necessary; term of art known to those skilled in the art at the time of the alleged invention <u>Gel Blaster</u> : Indefinite	No construction necessary; term of art known to those skilled in the art at the time of the alleged invention
2	'282 patent claim 1 preamble "ammunition configured for use with a projectile launcher"	1 (and any asserted dependent claims)	Staff	Limiting	Preamble of claim 1 is not limiting as to claims 6, 8, 13, 14, 15, 17, 19, 20, and 21 Preamble of claim 1 is limiting for dependent claim 3	Limiting
3	"the super absorbent polymer has a cross linking density sufficient to prevent the soft-projectiles from breaking apart"	13	Staff	No construction needed	Indefinite	Indefinite

	when launched from the projectile launcher”					
4	“a firing mechanism that directly applies a force to a soft-projectile”	17	Respondents	Plain and ordinary meaning, i.e. “a firing mechanism that directly applies a force to a soft-projectile”	“a firing mechanism that directly applies a force to a soft-projectile (not via an intermediary)”	Plain and ordinary meaning
5	“the absorbency of the super absorbent polymer is sufficiently limited to allow the soft-projectiles to be launched from the projectile launcher without breaking apart”	21	Staff	No construction needed	Indefinite	Indefinite

II. U.S. PATENT NO. 8,640,683

A. Disputed Terms

	Term	Claim(s)	Proposed By	Complainants' Construction	Respondents' Construction	Staff's Construction
1	"super absorbent polymer"	1	Gel Blaster	Plain and ordinary meaning, i.e., "polymer that can absorb an extremely large amount of liquid relative to its own mass"	<u>PTT and Splat-R-Ball</u> : No construction necessary; term of art known to those skilled in the art at the time of the alleged invention <u>Gel Blaster</u> : Indefinite	No construction necessary; term of art known to those skilled in the art at the time of the alleged invention
2	"the super absorbent polymer has a cross linking density sufficient to prevent the soft-projectiles from breaking apart when launched from the projectile launcher"	10	Staff	No construction needed	Indefinite	Indefinite
3	"a firing mechanism that directly applies a force to the ammunition"	14	Respondents	Plain and ordinary meaning, i.e. "a firing mechanism that directly applies a force to the ammunition"	"a firing mechanism that directly applies a force to the ammunition (not via an intermediary)"	Plain and ordinary meaning

Dated: November 22, 2022

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I hereby certify that true and correct copies of the foregoing document, **POST-HEARING JOINT CLAIM CONSTRUCTION CHART** has been filed and served on November 22, 2022, on the following:

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