UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

KONINKLIJKE KPN N.V., Plaintiff, vs. TELEFONAKTIEBOLAGET LM ERICSSON and ERICSSON INC., Defendants.	Case No. 2:22-cv-282-JRG JURY TRIAL DEMANDED

PLAINTIFF KONINKLIJKE KPN N.V.'S PRELIMINARY CLAIM CONSTRUCTIONS AND EXTRINSIC EVIDENCE

Pursuant to the P.R. 4-2 and this Court's First Amended Docket Control Order (Dkt. 101), Plaintiff Koninklijke KPN N.V. ("KPN") serves this disclosure of KPN's Preliminary Claim Constructions and Extrinsic Evidence for U.S. Patent Nos. 7,092,705; 8,660,560; 8,886,772; 9,372,098; and 10,924,500. KPN reserves the right to modify and/or supplement its preliminary claim constructions and identification of extrinsic evidence.

I. Preliminary Claim Constructions

A. U.S. Patent No. 7,092,705

Term	KPN's Construction	Extrinsic Support
"operational parameter" [Claims 1, 2, 6, 22, 23]	Plain and ordinary meaning.	
"a deviation from the setting requirement" [Claims 1, 22]	"a deviation from the technically sufficient parameter setting requirement"	
"a rule checker" [Claim 22]	Plain and ordinary meaning.	

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"technically sufficient parameter setting requirement" [Claims 1, 22]	Plain and ordinary meaning.	
"a data transferrer" [Claim 22]	Plain and ordinary meaning.	

B. U.S. Patent No. 8,660,560

Term	KPN Construction	Extrinsic Support
"Preamble" [Claim 1]	The preamble is limiting.	
"configured for" [Claims 1, 6, 7]	Plain and ordinary meaning.	
"updating means" [Claim 1]	Plain and ordinary meaning.	3GPP TS 36.300 V8.9.0 (2009-06).

C. U.S. Patent No. 8,886,772

Term	KPN Construction	Extrinsic Support
"manageable electronic device" [Claims 1, 10]	"electronic device that can be configured over a network"	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.
"configuration data" [Claims 1, 10]	Plain and ordinary meaning.	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.
"relay" [Claim 1, 2, 10, 11]	"change, process, or otherwise manage a request based at least in part on its payload"	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.
"plurality of auto-configuration servers" [Claims 1, 10]	"two or more systems of hardware and/or software, each of which is capable of automatically configuring a manageable electronic device"	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.

"auto-configuration server managing device (ACSMD)" [Claims 1, 10]	"hardware and/or software that relays configuration requests to the auto-configuration servers"	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.
"controlling access" [Claims 1, 10]	"remaining in contact with the manageable electronic device and the ACS, and controlling whether the manageable electronic device gains access" The Court should further instruct the jury that "[c]onstant contact is not required."	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.
Preamble [Claim 10]	The preamble is limiting.	Memorandum Opinion and Order, Case 2:14-cv-01165-JRG, Dkt. 197.
"configured for" [Claims 1, 2, 3, 10, 11]	Plain and ordinary meaning.	

D. U.S. Patent No. 9,372,098

Term	KPN Construction	Extrinsic Support
Preamble [Claim 17]	The preamble is limiting.	
"configured for" [Claims 17, 20]	Plain and ordinary meaning.	
"said node" [Claim 17]	"node in a telecommunications network"	
"machine-to-machine" [Claims 17, 20]	Plain and ordinary meaning.	3GPP TS 22.868 V8.0.0 (2007-03) ("Machine to Machine (M2M) Communication is seen as a form of data communication between entities that do not necessarily need human interaction.").

"non-signaling application data" [Claims 17, 20]	"data that is not concerned with the establishment and control of connections, and with management, in a telecommunications network"	3GPP TR 21.905 V8.6.0 (defining "signalling" as "[t]he exchange of information specifically concerned with the establishment and control of connections, and with management, in a telecommunications network").

E. U.S. Patent No. 10,924,500

Term	KPN Construction	Extrinsic Support
"configured to" [Claims 1, 5, 10]	Plain and ordinary meaning.	
"normal processing of signals" [Claims 1, 10]	Plain and ordinary meaning.	

II. Description and Production of Extrinsic Evidence

Consistent with P.R. 4-2, KPN has identified each item of extrinsic evidence by production number or has provided with this disclosure a copy of any such item not previously produced. Further, KPN states that it does not intend to rely at this time on the written or live testimony of any percipient or expert witnesses to support its claim constructions, but reserves the right to do so, without limitation, based (i) on Defendants' proposed constructions or (ii) in rebuttal, should Defendants' P.R. 4-2 disclosures state that Defendants intend to rely on the testimony of percipient and expert witnesses to support their claim constructions and/or positions.

Dated: June 20, 2023

Respectfully submitted,

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CERTIFICATE OF SERVICE

I certify that on June 20, 2023, the foregoing document was served on all parties by email.

/s/ Andres C. Healy