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 JURY TRIAL DEMANDED

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS PURSUANT TO LOCAL PATENT RULES 3-1 AND 3-2

Pursuant to Local Patent Rules 3-1 and 3-2, Plaintiff Koninklijke KPN N.V., ("Plaintiff" or "KPN") hereby serves its Disclosure of Asserted Claims and Infringement Contentions and accompanying documents on Defendants Telefonaktiebolaget LM Ericsson and Ericsson, Inc. (collectively, "Defendants" or "Ericsson").

KPN makes these contentions based on the information reasonably available to it at this time and reserves its right to supplement and/or amend these contentions.

I. Patent Rule 3-1(a) Disclosures

Based upon information presently available, KPN asserts that Defendants directly and indirectly infringe the claims identified in the claim charts that accompany these disclosures. For convenience, a summary of the Asserted Claims is included in this table:

U.S Patent No.	Asserted Claims
7,092,705 B2	1, 2, 3, 4, 5, 6, 22, 23, 24, and 25
8,660,560 B2	1, 6, 7, and 8
8,886,772 B2	1, 2, 3, 4, 5, 6, 10, and 11
9,372,098 B2	17 & 20
10,924,500 B2	1, 5, 7, 9, and 10

Exhibit 1016
IPR2023-00582
U.S. Patent 8,660,560

Page 1 of 7

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure of Asserted Claims

II. Patent Rule 3-1(b) Disclosures

KPN's detailed infringement assertions are contained in the claim charts that accompany these disclosures and identify for each asserted claim each apparatus, product, device, process, method, act, or other instrumentality accused of infringing.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure of the Accused Instrumentalities, including to identify additional Accused Instrumentalities.

III. Patent Rule 3-1(c) Disclosures

KPN's detailed infringement assertions are contained in the claim charts that accompany these disclosures.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

IV. Patent Rule 3-1(d) Disclosures

KPN asserts that Ericsson literally infringes each asserted claim. To the extent that any particular element is shown not to be met literally, Plaintiff contends that Ericsson infringes under the Doctrine of Equivalents as there would be no substantial difference between the elements of the asserted claims and the corresponding functionality in the accused instrumentality, i.e., the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

V. Patent Rule 3-1(e) Disclosures

The Asserted Claims of U.S. Patent No. 7,092,705 B2 are entitled to a priority date of no later than October 9, 2001, including through the filing of Application No. (EP) 01203820.

The Asserted Claims of U.S. Patent No. 8,660,560 B2 are entitled to a priority date of no later than August 7, 2008. In the alternative, the Asserted Claims of U.S. Patent No. 8,660,560 B2 are entitled to a priority date of no later than October 28, 2008. In the alternative, the Asserted Claims of U.S. Patent No. 8,660,560 B2 are entitled to a priority date of October 7, 2009, including through the filing of Application No. (EP) 09172399.

The Asserted Claims of U.S. Patent No. 8,886,772 B2 are entitled to a priority date of no later than March 6, 2008. In the alternative, the Asserted Claims of U.S. Patent No. 8,886,772 B2 are entitled to a priority date of July 31, 2008, including through the filing of Application No. (EP) 08013735. In the alternative, the Asserted Claims of U.S. Patent No. 8,886,772 B2 are entitled to a priority date of August 5, 2008, including through the filing of Application No. (EP) 08161850.

The Asserted Claims of U.S. Patent No. 9,372,098 B2 are entitled to a priority date of no later than October 23, 2007. In the alternative, the Asserted Claims of U.S. Patent No. 9,372,098 B2 are entitled to a priority date of October 28, 2008, including through the filing of Application No. (EP) 08018761.

The Asserted Claims of U.S. Patent No. 10,924,500 B2 are entitled to a priority date of no later than October 11, 2011. In the alternative, the Asserted Claims of U.S. Patent No. 10,924,500 B2 are entitled to a priority date of no later than October 31, 2011. In the alternative, the Asserted Claims of U.S. Patent No. 10,924,500 B2 are entitled to a priority date of November 22, 2012, including through the filing of Application No. (EP) 12193884.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

VI. Patent Rule 3-1(f) Disclosures

KPN presently is not relying on the assertion that its own apparatus, product, device, process, method, act, or other instrumentality practices the claimed invention.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

VII. Patent Rule 3-2(a) Documents

KPN presently is not aware of any documents responsive to paragraph 3-2(a) of the Local Patent Rules.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

VIII. Patent Rule 3-2(b) Documents

Non-privileged documents evidencing the conception, reduction to practice, design, and development of each claimed invention, which were created on or before the date of application for the patent in suit or the priority date identified pursuant to Patent Rule 3-1(e) are being concurrently produced bearing Bates numbers KPN-ERICSSON2_00000001 through KPN-ERICSSON2_00000207.

KPN makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

IX. Patent Rule 3-2(c) Documents

A copy of the file history for the ’705 Patent is being concurrently produced bearing Bates numbers KPN-ERICSSON2_00002500 through KPN-ERICSSON2_00002854.

A copy of the file history for the ’560 Patent is being concurrently produced bearing Bates numbers KPN-ERICSSON2_00000208 through KPN-ERICSSON2_00000651.

A copy of the file history for the ’772 Patent is being concurrently produced bearing Bates

numbers KPN-ERICSSON2_00002010 through KPN-ERICSSON2_00002499.

A copy of the file history for the ’098 Patent, including the Asserted Patent itself, is being concurrently produced bearing Bates numbers KPN-ERICSSON2_00000652 through KPN-ERICSSON2_00001299.

A copy of the file history for the ’500 Patent, including the Asserted Patent itself, is being concurrently produced bearing Bates numbers KPN-ERICSSON2_00001230 through KPN-ERICSSON2_00002009.

Dated: January 5, 2023

Respectfully submitted,

/s/ Savannah Ezelle

Lexie G. White
Texas State Bar No. 24048876
lwhite@susmangodfrey.com
Savannah Ezelle
Texas State Bar No. 24125223
sezelle@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1000 Louisiana Street, Suite 5100
Houston, TX 77002
Phone: (713) 651-9366
Facsimile: (713) 654-6666

Andres C. Healy
Washington State Bar No. 45578
ahealy@susmangodfrey.com
SUSMAN GODFREY L.L.P.
401 Union Street, Suite 3000
Seattle, WA 98101-3000
Phone: (206) 505-3843
Facsimile: (206) 516-3883

Tamar Lusztig
New York State Bar No. 5125174
tlusztig@susmangodfrey.com
SUSMAN GODFREY L.L.P.
1301 Avenue of the Americas, 32nd Floor
New York, NY 10019

Phone: (212) 336-8330
Fax: (212) 336-8341

S. Calvin Capshaw
Texas State Bar No. 03783900
ccapshaw@capshawlaw.com
Elizabeth L. DeRieux
Texas State Bar No. 05770585
ederieux@capshawlaw.com
CAPSHAW DERIEUX, LLP
114 E. Commerce Ave.
Gladewater, TX 75647
Phone: 903-845-5770

Attorneys for Koninklijke KPN N.V.

CERTIFICATE OF SERVICE

I certify that on January 5, 2023, the foregoing document and its attachments were served on all parties by email.

/s/ *Savannah Ezelle*