

EXHIBIT 2010

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

VOIP-PAL.COM, INC.

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD., et
al.,

Defendants.

CIVIL ACTION NO. 6:21-cv-1246-ADA

VOIP-PAL.COM, INC.

Plaintiff,

v.

HUAWEI TECHNOLOGIES CO., LTD., et
al.,

Defendants.

CIVIL ACTION NO. 6:21-cv-1247-ADA

JOINT CLAIM CONSTRUCTION STATEMENT

Under the Scheduling Order (*see, e.g.*, Case No. 6:21-cv-01246-ADA-DTG, Dkt. No. 29) and subject to the parties' Notice of Agreed Extension of Deadlines for Reply and Sur-Reply Claim Construction Briefs and Joint Claim Construction Statement (*see, e.g., id.*, Dkt. No. 36), Plaintiff and Defendants submit this Joint Claim Construction Statement with respect to U.S. Patent Nos. 8,630,234 and 10,880,721.

I. AGREED-UPON CLAIM TERMS:

Claim Term	Agreed Construction
"means for receiving, from a user of the mobile telephone, a callee identifier" ('234 Patent, Claim 11)	Governed by 35 U.S.C. § 112 ¶ 6 Function: receiving, from a user of the mobile telephone, a callee identifier Structure: a dialing input, which is a key pad, a voice recognition unit, or a parameter memory with prestored callee identifiers
"means for transmitting an access code request message to an access server" ('234 Patent Claim 11; '721 Patent, Claim 20)	Governed by 35 U.S.C. § 112 ¶ 6 Function: transmitting an access code request message to an access server Structure: a network interface
"means for receiving an access code reply message from the access server in response to [said/the] access code request message" ('234 Patent, Claim 11; '721 Patent, Claim 20)	Governed by 35 U.S.C. § 112 ¶ 6 Function: receiving an access code reply message from the access server in response to [said/the] access code request message Structure: a network interface
"means for receiving from the mobile telephone [said/an] access code request message" ('234 Patent, Claims 19, 46)	Governed by 35 U.S.C. § 112 ¶ 6 Function: receiving from the mobile telephone [said/an] access code request message Structure: a network interface

“means for transmitting [said/an/the] access code reply message including [said/the] access code to the [mobile telephone/wireless apparatus]” (’234 Patent, Claims 19, 46; ’721 Patent, Claims 34, 77)	Governed by 35 U.S.C. § 112 ¶ 6 Function: transmitting [said/an/the] access code reply message including [said/the] access code to the [mobile telephone/wireless apparatus] Structure: a network interface
“gateway” (’721 Patent, Claims 1, 20, 38, 51, 77, 103)	Plain and ordinary meaning (i.e., a device capable of carrying a communication between distinct networks)
“means for receiving from a user of the wireless apparatus a destination node identifier” (’721 Patent, Claim 20)	Governed by 35 U.S.C. § 112, ¶ 6 Function: receiving from a user of the wireless apparatus a destination node identifier Structure: a dialing input, which is a key pad, a voice recognition unit, or a parameter memory with prestored callee identifiers
“means for causing the wireless apparatus to establish communications with the destination node through the communications channel identified by the access code in the access code reply message” (’721 Patent, Claim 20)	Governed by 35 U.S.C. § 112, ¶ 6 Function: causing the wireless apparatus to establish communications with the destination node through the communications channel identified by the access code in the access code reply message Structure: a processor of the wireless apparatus
“means for receiving from the wireless [apparatus/device] [the/an] access code request message” (’721 Patent, Claims 34, 77)	Governed by 35 U.S.C. § 112, ¶ 6 Function: receiving from the wireless [apparatus/device] [the/an] access code request message Structure: a network interface

II. DISPUTED CLAIM TERMS:

Claim Term	Plaintiff's Construction	Defendants' Construction	Proposing Party
“access code” (’234 Patent, Claims 1, 10, 11, 19-21, 25, 28, 30-33, 38, 40, 43, 45-48, 54, 61, 62, 64, 65, 70, 72, 75; ’721 Patent, Claims 1, 14, 16, 20, 34, 38, 39, 46, 49-51, 57, 73, 77, 103, 104, 109, 110, 124, 130, 135, 138-40)	Plain and ordinary meaning, which is a code used to grant access	Samsung Proposed Construction: “code temporarily associated with the callee identifier” Huawei's Proposed Construction: “code used by the [mobile telephone / wireless device / wireless apparatus] in place of the [callee identifier / destination node identifier]”	Defendants
“pool of access codes” (’234 Patent, Claims 1, 11, 20, 30, 38, 46, 54, 62, 70; ’721 Patent, Claims 63, 109)	Plain and ordinary meaning	“table containing access codes for exclusive association with a [callee identifier / destination node identifier]”	Defendants
“a respective telephone number or Internet Protocol (IP) network address [that enables a local call to be made to call the callee identified by the callee identifier]” (’234 Patent, Claims 1, 11, 20, 30, 46, 62)	Plain and ordinary meaning	Indefinite	Defendants
“local call” (’234 Patent, Claims 1, 11, 20)	A call treated as ‘local’ (for example, as opposed to long distance) by a service provider. Not limited to PSTN.	Plain and ordinary meaning (i.e., call within the PSTN local calling area of the mobile telephone)	Defendants

Claim Term	Plaintiff's Construction	Defendants' Construction	Proposing Party
“means for initiating a call using said access code to identify the callee” (’234 Patent, Claim 11)	Governed by 35 U.S.C. §112, ¶6 Function: initiating a call using said access code to identify the callee. Structure: Mobile wireless device 12 having a microprocessor 52 programmed to implement the algorithm illustrated in FIG. 3, which includes block 149 labeled “Initiate voice/video call using access code.” The wireless device 12 includes I/O port(s) 56 capable of acting as an interface to external networks (70, 72, 15, 16). See FIG. 2.	Governed by 35 U.S.C. §112, ¶6 Function: initiating a call using said access code to identify the callee Structure: a processor (of the mobile telephone)	Defendants
“means for communicating with [said/the] routing controller to obtain from [said/the] routing controller [said/the] access code” (’234 Patent, Claim 19; ’721 Patent, Claim 34)	Governed by 35 U.S.C. §112, ¶6 Function: communicating with [said/the] routing controller to obtain from [said/the] routing controller [said/the] access code Structure: An I/O port of an access server, an I/O port of a routing controller and/or at least one processor (e.g., 152 in Figure 6) performing a method equivalent to process 190, including block 196, in Figure 7, to transmit a request to the routing controller.	Governed by 35 U.S.C. §112, ¶6 Function: communicating from the mobile telephone with said routing controller to obtain from said routing controller said access code Structure: a network interface (of the access server)	Defendants
“means for producing an access	Governed by 35 U.S.C. §112, ¶6	Governed by 35 U.S.C. §112, ¶6	Defendants

Claim Term	Plaintiff's Construction	Defendants' Construction	Proposing Party
code" ('234 Patent, Claim 46)	Function: producing an access code Structure: Access server 14 and/or routing controller 30 having a microprocessor (152 or 232) programmed to implement the algorithm illustrated in Fig. 7 including step 196 and/or Fig. 12.	Function: producing an access code Structure: a processor (of the routing controller) with searching access to a pool of access codes	
"means for causing a routing controller to produce an access code identifying a communications channel on a gateway through which communications between the wireless device and the destination node can be conducted" ('721 Patent, Claim 77)	Governed by 35 U.S.C. §112, ¶6 Function: causing a routing controller to produce an access code identifying a communications channel on a gateway through which communications between the wireless device and the destination node can be conducted Structure: Access server 14 and/or routing controller 30 having a network interface (e.g., 156) and at least one processor (e.g., 152 in Figure 6) performing a method equivalent to process 190, including block 196, in Figure 7, to transmit a request to the routing controller 30; and/or at least one network interface (e.g., 236) and processor (e.g., 232 in Figure 8) to receive and process a request to produce an access code identifying a communications channel.	Governed by 35 U.S.C. §112, ¶6 Function: producing an access code identifying a communications channel on a gateway through which communications between the wireless device and the destination node can be conducted Structure: a processor (of the access server)	Defendants

Dated: October 3, 2022

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of the foregoing JOINT CLAIM CONSTRUCTION STATEMENT via the Court's CM/ECF system pursuant to the Federal Rules of Civil Procedure and Local Rule CV-5(b)(1) this 3rd day of October, 2022.

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