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11 **UNITED STATES DISTRICT COURT**
12 **CENTRAL DISTRICT OF CALIFORNIA**
13 **SOUTHERN DIVISION**
14

15 FOX FACTORY, INC.,
16 Plaintiff,
17 v.
18 SRAM, LLC,
19 Defendant.
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CASE NO. 2:22-cv-04805-DOC-JC

**FOX FACTORY, INC.'S
DISCLOSURE OF ASSERTED
CLAIMS AND INFRINGEMENT
CONTENTIONS RELATED TO
U.S. PATENT NOS. 9,739,331 AND
8,550,223**

1 **I. PRELIMINARY STATEMENT**

2 Pursuant to the Joint Rule 26(f) Report, Docket No. 17, Plaintiff FOX Factory,
3 Inc. (“FOX”) provides the following Disclosure of Asserted Claims and Infringement
4 Contentions Relating to U.S. Patent Nos. 9,739,331 (“the ’331 patent”) and 8,550,223
5 (“the ’223 patent”) (collectively “the Asserted Patents”).

6 This Disclosure is based on FOX’s current knowledge, understanding, and
7 beliefs. Recognizing that discovery is in its early stages and FOX has not yet
8 completed its investigation, collection of information, or analysis of Defendant
9 SRAM, LLC’s (“SRAM”) conduct relevant to the Asserted Patents, FOX reserves its
10 right to amend, revise, and/or supplement any part of this Disclosure and/or any
11 accompanying exhibits in accordance with this Court’s Scheduling Order and/or the
12 Federal Rules of Civil Procedure, as additional documents and information become
13 available and as discovery and investigation proceed.

14 This Disclosure does not represent, and should not be understood as describing,
15 FOX’s position regarding the construction of any claim language in the asserted
16 claims of the Asserted Patents. Moreover, this Disclosure is made without prejudice to
17 any position that FOX may take with respect to claim construction. FOX further
18 reserves the right to supplement this Disclosure following any claim construction
19 order from this Court or for other good cause, and reserves the right to introduce and
20 use such supplemental materials at trial.

21 Furthermore, FOX makes this Disclosure without waiving its right to object to
22 the production of any document, data compilation, or tangible thing disclosed on the
23 basis of any privilege, work product, relevancy, undue burden, or other valid
24 objection.

25 **II. ASSERTED CLAIMS**

26 Based on the information presently known to FOX, FOX identifies the
27 following asserted claims:

28 (1) The ’331 Patent—claims 1-8.

1 (2) The '223 Patent—claims 1-9, 11-15, 19.

2 FOX alleges SRAM infringes each of the asserted claims of the '331 and '223
3 patents under 35 U.S.C. §§ 271(a), (b), and (c).

4 **III. ACCUSED INSTRUMENTALITIES**

5 Based on FOX's investigation thus far, FOX identifies the following
6 apparatuses, products, devices, processes, methods, acts, or other instrumentalities
7 (collectively "the Accused Instrumentalities") that FOX believes infringe the asserted
8 claims:

9 (1) RockShox Lyrik, Lyrik Select, Lyrik Select+, Lyrik Ultimate, and Lyrik
10 Ultimate Flight Attendant.

11 (2) RockShox Pike, Pike Select, Pike Select+, Pike Ultimate, and Pike Ultimate
12 Flight Attendant.

13 (3) RockShox ZEB, ZEB Select, ZEB Select+, ZEB Ultimate, and ZEB
14 Ultimate Flight Attendant.

15 (4) RockShox Super Deluxe Coil series of rear shocks, which includes the
16 Ultimate, Ultimate DH, Select, and Select+ models.

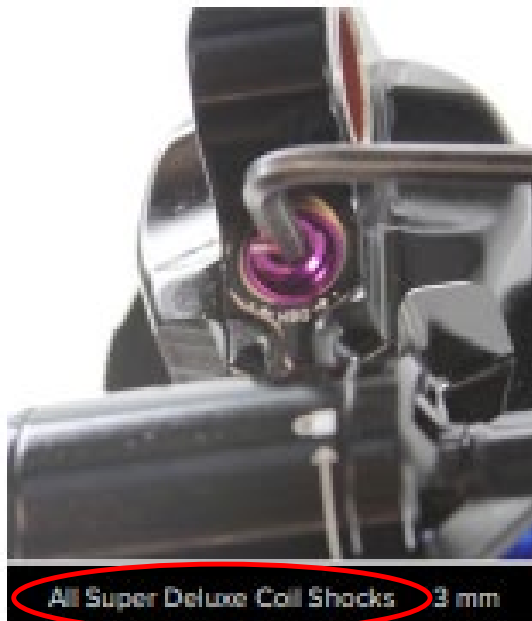
17 **IV. CLAIM CHARTS**

18 Based on FOX's investigation thus far, attached as Attachments A-C are
19 detailed claim charts that identify specifically where each limitation of each asserted
20 claim is found within each Accused Instrumentality.

21 Attachment A uses SRAM's RockShox Lyrik Ultimate as representative of
22 SRAM's Rockshox Lyrik Select+, Lyrik Ultimate, Lyrik Ultimate Flight Attendant,
23 Pike Select+, Pike Ultimate, Pike Ultimate Flight Attendant, ZEB Select+, ZEB
24 Ultimate, and ZEB Ultimate Flight Attendant. Attachment A is also representative of
25 the RockShox Lyrik, Lyrik Select, Pike, Pike Select, ZEB, and ZEB Select as
26 modified with SRAM's pressure release valve upgrade kits.

1 Attachment B uses SRAM's RockShox Lyrik Select as representative of the
2 Lyrik, Lyrik Select, Pike, Pike Select, ZEB, and ZEB Select forks without the upgrade
3 kits.

4 Attachment C uses the RockShox Super Deluxe Coil Ultimate as representative
5 of SRAM's Rockshox Super Deluxe Coil Ultimate, Ultimate DH, Select, and Select+
6 models sold with adjustable hydraulic bottom out feature. Upon information and
7 belief, all of SRAM's Rockshox Super Deluxe Coil Ultimate, Ultimate DH, Select,
8 and Select+ are available with the adjustable hydraulic bottom out feature, as shown
9 below.



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21 Ex. 2 at 20 (A picture of the hydraulic bottom out adjuster with the annotation
22 "All Super Deluxe Coil Shocks")
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24 V. INFRINGEMENT

25 Based on FOX's investigation thus far, FOX believes that SRAM's conduct
26 with respect to the Accused Instrumentalities directly and indirectly infringes the
27 Asserted Patents. On information and belief, SRAM designs, develops, makes, tests,
28 markets, and/or uses the Accused Instrumentalities in the United States, and also

1 offers for sale, sells, imports and/or distributes the Accused Instrumentalities to
2 customers throughout the United States, including distributors, retailers, resellers,
3 customers, and end-users.

4 Specifically, and on information and belief, SRAM directly and indirectly
5 infringes claims 1-8 of the '331 patent under 35 U.S.C. §§ 271(a), (b), and (c) by
6 designing, developing, making, testing, marketing, promoting using, selling, offering
7 for sale, importing, and/or distributing the Select+, Ultimate, and Ultimate Flight
8 Attendant models of the ZEB, Lyrik, and Pike series of accused forks. On information
9 and belief, SRAM directly and indirectly infringes claims 1 and 2 of the '331 patent
10 under 35 U.S.C. §§ 271(a), (b), and (c) by designing, developing, making, testing,
11 marketing, promoting, using, selling, offering for sale, importing, and/or distributing
12 the base and Select models of the ZEB, Lyrik, and Pike series of accused forks. On
13 information and belief, SRAM also indirectly infringes claims 1-8 of the '331 patent
14 under 35 U.S.C. §§ 271(b) and (c) by designing, developing, making, testing,
15 marketing, promoting, selling, offering for sale, importing, and/or distributing the base
16 and Select models of the ZEB, Lyrik, and Pike series of accused forks and the upgrade
17 kits that are intended for use with these accused forks. Claims 1-8 of the '331 patent
18 are directly infringed by SRAM's customers or end users in the United States when
19 they modify, combine, and/or use the base and Select models of the ZEB, Lyrik, and
20 Pike series of accused forks with the upgrade kit.

21 On information and belief, SRAM directly and indirectly infringes claims 1-9,
22 11-15, and 19 of the '223 patent under 35 U.S.C. §§ 271(a), (b), and (c) by designing,
23 developing, making, testing, marketing, promoting using, selling, offering for sale,
24 importing, and/or distributing the Super Deluxe Coil series of rear shocks, which
25 includes the Ultimate, Ultimate DH, Select, and Select+ models.

26 On information and belief, SRAM has induced and continues to actively induce
27 direct infringement of the Asserted Patents through sale, offer for sale, modification,
28 and/or use of the Accused Instrumentalities by others (such as its distributors,

1 retailers, resellers, customers, and end-users) in the United States under 35 U.S.C.
2 § 271(b). On information and belief, SRAM knew of the Asserted Patents before
3 designing, developing, making, testing, marketing, and offering the Accused
4 Instrumentalities for sale, and SRAM has taken affirmative steps that have
5 encouraged, aided and abetted (and continues to encourage, aid and abet) direct
6 infringement by its distributors, retailers, resellers, customers, and end-users in the
7 United States, and SRAM has known that its induced acts constitute infringement of
8 the Asserted Patents or has been willfully blind to the infringement. These acts
9 include, but are not limited to, SRAM's manufacture and supply of the Accused
10 Instrumentalities (either directly or through direction of its wholly owned
11 subsidiary(ies)), promotion on its website, providing user manuals/guides and
12 instructions instructing its customers/end users how to use the Accused
13 Instrumentalities, and on information and belief, its contracts and agreements with
14 dealers, resellers, retailers, and distributors for the promotions, offers to sell, and sales
15 of the Accused Instrumentalities in the United States.

16 More specifically, by designing, developing, making, testing, marketing,
17 promoting, selling or offering for sale the upgrade kits and the base and Select models
18 of the Lyrik, Pike, and ZEB forks, SRAM has induced and continues to actively
19 induce direct infringement of the asserted claims (claims 1-8) of the '331 patent under
20 35 U.S.C. § 271(b). More specifically, the end users of the base and Select models of
21 the Lyrik, Pike, and ZEB series of forks directly infringe the asserted claims of the
22 '331 patent when they use those forks in combination with the upgrade kits. SRAM
23 has taken affirmative steps that have encouraged, aided and abetted (and continues to
24 encourage, aid and abet) direct infringement by designing, developing, marketing,
25 promoting, making, selling or offering for sale the upgrade kits and the base and
26 Select models of the Lyrik, Pike, and ZEB series of forks, and also by providing
27 instructions to end users to modify the base and Select models of the Lyrik, Pike, and
28 ZEB forks with the upgrade kits.

1 An exemplary picture of SRAM's upgrade kits is provided below. The upgrade
2 kits contain the same sub-components as are present on the Pressure Release Valves
3 of the Lyrik Ultimate, and when combined with any of the base and Select models of
4 the Lyrik, Pike, and ZEB series of forks, results in a combination that practices and
5 infringes claims 1-8 of the '331 patent in the same manner as the Lyrik Ultimate, as
6 shown in Attachment A.



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18 On information and belief, SRAM has contributed to and continues to
19 contribute to the direct infringement the Asserted Patents by others (such as its
20 distributors, retailers, resellers, customers, and end-users) in the United States under
21 35 U.S.C. § 271(c). Upon information and belief, SRAM (either directly or through
22 direction of its wholly owned subsidiary(ies)) supplies the Accused Instrumentalities
23 or important (material) components of the Accused Instrumentalities to its
24 distributors, retailers, resellers, customers, and end-users in the United States. On
25 information and belief, SRAM is aware that the Accused Instrumentalities are
26 specially made or adapted for use in a manner that would infringe the Asserted Patents
27 and have no non-infringing uses.
28

1 In particular, by designing, developing, making, testing, marketing, promoting,
2 selling or offering for sale the upgrade kits, SRAM has contributed to and continues to
3 contribute to direct infringement of the asserted claims (1-8) of the '331 patent under
4 35 U.S.C. § 271(c). More specifically, the customers or end users of the base and
5 Select models of the Lyrik, Pike, and ZEB series of forks directly infringe the asserted
6 claims of the '331 patent when they use those forks in combination with the upgrade
7 kits. Furthermore, on information and belief, SRAM is aware that the upgrade kits are
8 specially made or adapted for use in a manner that would infringe the asserted claims
9 of the '331 patent when used with the base and Select models of the Lyrik, Pike, and
10 ZEB forks. Therefore, SRAM has contributed to and continues to contribute to the
11 direct infringement of the asserted claims of the '331 patent by others.

12 FOX intends to pursue fact discovery, including depositions, on the full scope
13 of SRAM's direct, contributory, and induced infringement.

14 **VI. LITERAL AND EQUIVALENT INFRINGEMENT**

15 FOX asserts that the Accused Instrumentalities literally infringe the asserted
16 claims of the '331 and '223 patents. To the extent that any of the Accused
17 Instrumentalities do not literally infringe the asserted claims of the '331 and '223
18 patents, FOX asserts infringement under the doctrine of equivalents. FOX may move
19 to amend these contentions to allege infringement under the doctrine of equivalents
20 based on future developments, discovery, and/or the Court's claim construction order.

21 **VII. PRIORITY DATE**

22 The asserted claims of the '331 patent are entitled to a priority date as least as
23 early as May 9, 2012, as stated on the face of the patent. The asserted claims of the
24 '223 patent are entitled to a priority date as least as early as May 9, 2008, as stated on
25 the face of the patent.

1 **VIII. FOX'S PRODUCTS THAT INCORPORATE OR REFLECT THE**
2 **ASSERTED CLAIMS**

3 FOX asserts that the following list of products incorporate or reflect one or
4 more of the asserted claims of the Asserted Patents:

5 '331 Patent

6 Model Year 2014 – 2020 40 Factory Series
7 Model Year 2018 – 2020 40 Performance Elite Series
8 Model Year 2021 – 2024 36 Factory Series
9 Model Year 2021 – 2024 36 Performance Elite Series
10 Model Year 2021 – 2024 36 Factory Series, E-Optimized
11 Model Year 2021 – 2024 36 Performance Elite Series, E-Optimized
12 Model Year 2021 – 2024 38 Factory Series
13 Model Year 2021 – 2024 38 Performance Elite Series
14 Model Year 2021 – 2024 40 Factory Series
15 Model Year 2021 – 2024 40 Performance Elite Series
16 Model Year 2021 – 2024 36 Performance Series
17 Model Year 2021 – 2024 36 Performance Series, E-Optimized
18 Model Year 2024 36 Rhythm Series
19 Model Year 2024 36 Rhythm Series, E-Optimized
20 Model Year 2021 – 2024 38 Performance Series
21 Model Year 2023 – 2024 38 Rhythm Series
22 Model Year 2023 – 2024 38 Rhythm Series, E-Optimized
23 Model Year 2021 – 2024 40 Performance Series

24 '223 Patent

25 Podium RC3 Shock

26 **IX. TIMING OF FIRST INFRINGEMENT AND THE START AND END OF**
27 **CLAIMED DAMAGES**

28 On information and belief, FOX asserts that SRAM's first infringement of the
Asserted Patents began on the respective dates of release or first offer for sale of each

1 Accused Instrumentality, (2) FOX may be entitled to damages for SRAM's
2 infringement of the Asserted Patent starting as of that date, and (3) assuming SRAM's
3 infringing sales do not cease, damages will continue to accrue for SRAM's infringing
4 sales through the date of the expiration of the Asserted Patents. FOX intends to pursue
5 fact discovery on the issue of SRAM's first infringement of the Asserted Patents.

6 **X. WILLFUL INFRINGEMENT**

7 Upon information and belief, SRAM knew or was willfully blind that its
8 Accused Instrumentalities were both patented and infringing, that the Accused
9 Instrumentalities are not a staple article or commodity of commerce, and that the
10 Accused Instrumentalities do not have substantial non-infringing uses.

11 FOX intends to pursue fact discovery, including depositions, on SRAM's
12 knowledge and willful infringement of the Asserted Patents.

13 **XI. DOCUMENT PRODUCTION ACCOMPANYING DISCLOSURE**

14 Pursuant to the Joint Rule 26(f) Report, Docket No. 17, FOX is producing
15 nonprivileged documents concurrently herewith in accordance with Northern District
16 of California Patent Local Rule 3-2 ("Patent L.R. 3-2"). Dkt. 17. FOX's document
17 production is based on its investigation to date and FOX reserves the right to
18 supplement its production to the extent its investigation reveals any additional relevant
19 documents required to be produced under the Joint Rule 26(f) Report.

20 Documents produced at least pursuant to Patent L.R. 3-2(b) are labeled
21 FOX_0000557-561; FOX_0000576; FOX_0000598-602; FOX_0000604-606, and
22 FOX_0000608.

23 Documents produced at least pursuant to Patent L.R. 3-2(c) are labeled
24 FOX_0000023 to FOX_0000546.

25 Documents produced at least pursuant to Patent L.R. 3-2(d) are labeled
26 FOX_0000547-552.

27 Documents produced at least pursuant to Patent L.R. 3-2(e) are labeled
28 FOX_0000557-577 and FOX_0000595-608.

1 Documents produced at least pursuant to Patent L.R. 3-2(g) and (h) are labeled
2 FOX_0000578-594.

3 Documents produced at least pursuant to Patent L.R. 3-2(i) are labeled
4 FOX_0000553-556

5 Dated December 23, 2022

FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP

6

7 By: /s/ Robert M. Fernandes
8 Robert M. Fernandes
9 *Attorneys for Plaintiff*
FOX FACTORY, INC.

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CERTIFICATE OF SERVICE

I, Gail Selburn, hereby certify that on December 23, 2022, a true and correct copy of the following document:

- **FOX FACTORY, INC.'S DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS RELATED TO U.S. PATENT NOS. 9,739,331 AND 8,550,223; EXHIBITS 1 AND 2; ATTACHMENTS A, B, AND C.**

was served by the indicated means to the person(s) at the address listed below:

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☐ Via First Class Mail
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☐ Via Hand Delivery
☐ Via Overnight Courier
☐ Via Facsimile

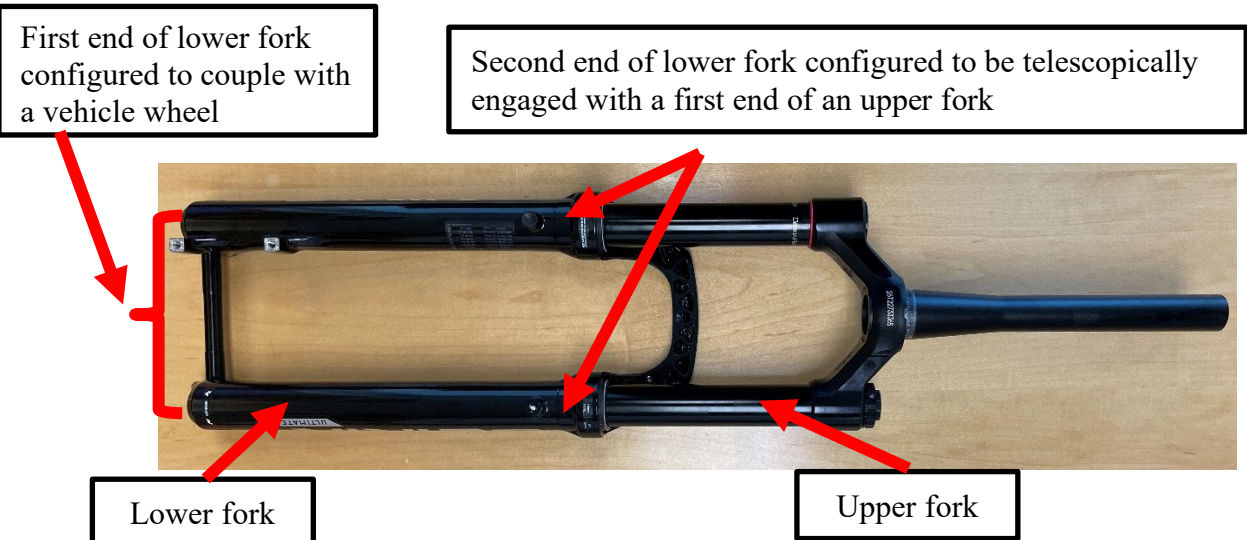
*Attorneys for Defendant
SRAM, LLC*

I declare under penalty of perjury under the laws of the United States that the above is true and correct. Executed December, 23, 2022, at Mi-Wuk Village, California.

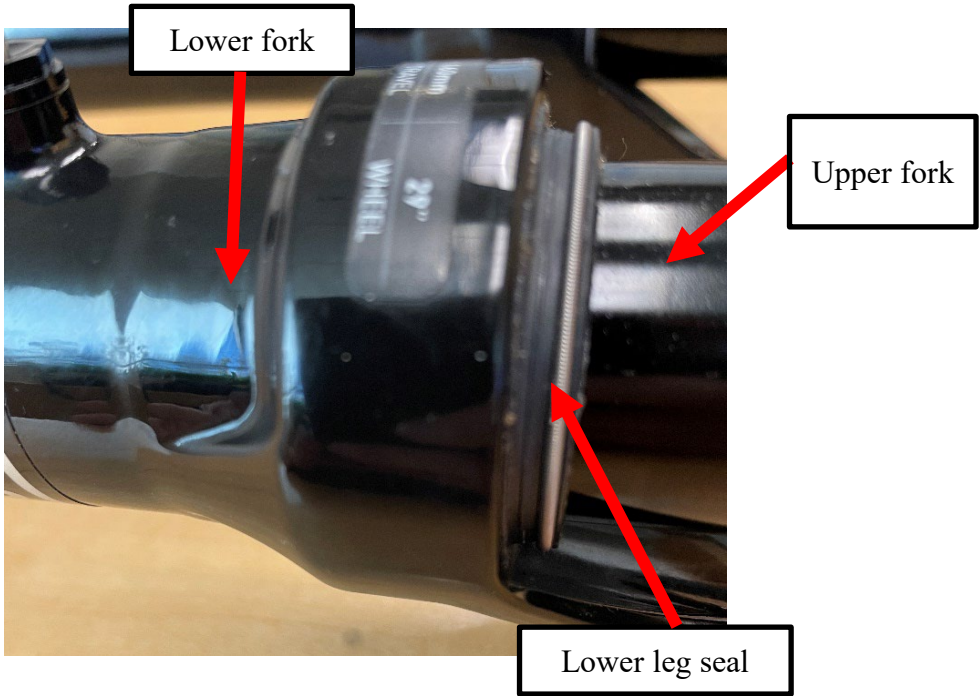
/s/ Gail Selburn
Gail Selburn
Litigation Legal Assistant

Attachment A to Plaintiff FOX Factory, Inc.'s Infringement Contentions
Claim Chart for Rockshox Lyrik Ultimate
U.S. Patent No. 9,739,331

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[pre]	A lower fork and air bleed assembly combination comprising:	The Rockshox Lyrik Ultimate has a lower fork and air bleed assembly.  

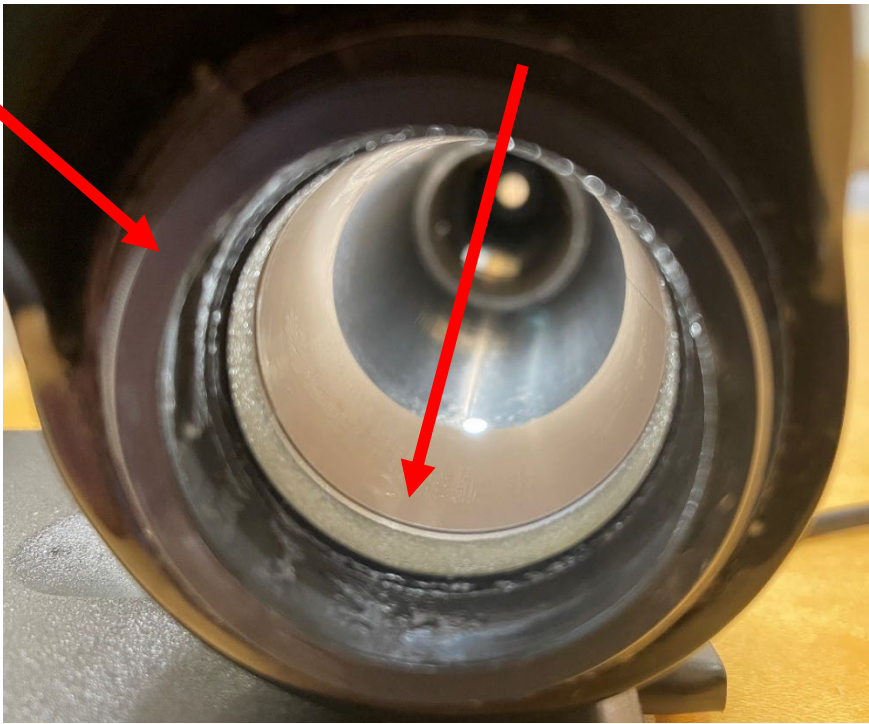
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[a]	a lower fork, said lower fork configured to have a first end coupled to a vehicle wheel, and a second end configured to be telescopically engaged with a first end of an upper fork.	The Rockshox Lyrik Ultimate has a lower fork, said lower fork configured to have a first end coupled to a vehicle wheel, and a second end configured to be telescopically engaged with a first end of an upper fork. 

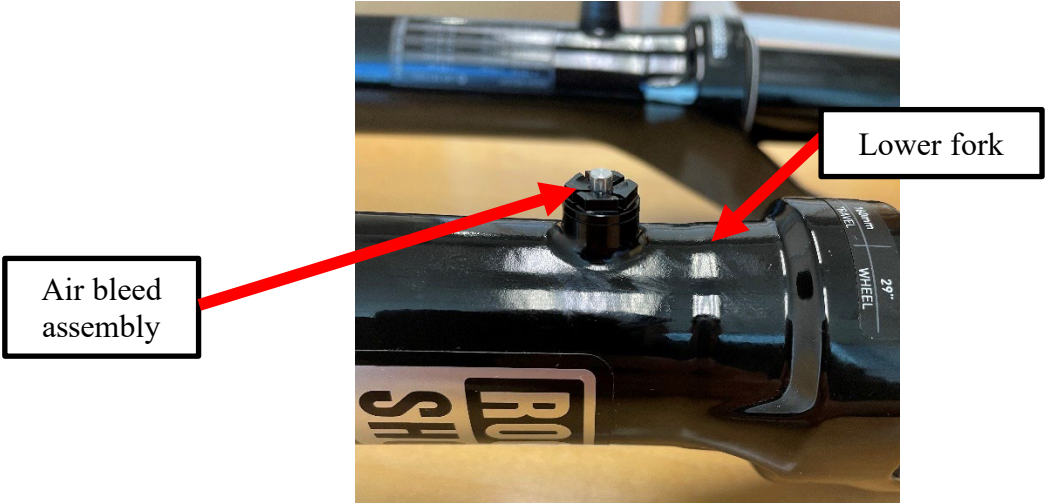
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	end of an upper fork, said lower fork further comprising:	

1[b]	a lower leg seal located at an outermost edge of said second end of said lower fork tube, said lower leg seal configured for sealing closed a gap disposed between	The Rockshox Lyrik Ultimate has a lower leg seal located at an outermost edge of said second end of said lower fork tube, said lower leg seal configured for sealing closing a gap disposed between said upper fork tube and said lower fork tube when said lower fork is telescopically engaged with said first end of said upper fork, thereby preventing an oil bath lubrication occupying an area within said lower fork tube at a first end of said lower fork tube from leaking from said lower fork. 
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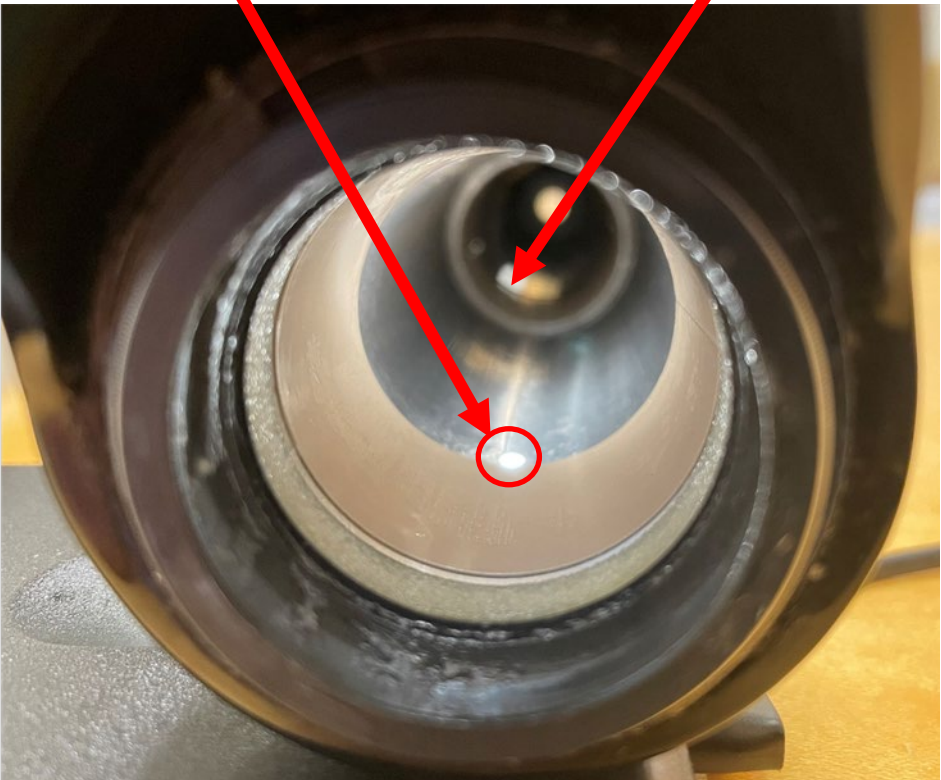
said upper fork tube and said lower fork tube when said lower fork is telescopically engaged with said first end of said upper fork, thereby preventing an oil bath	
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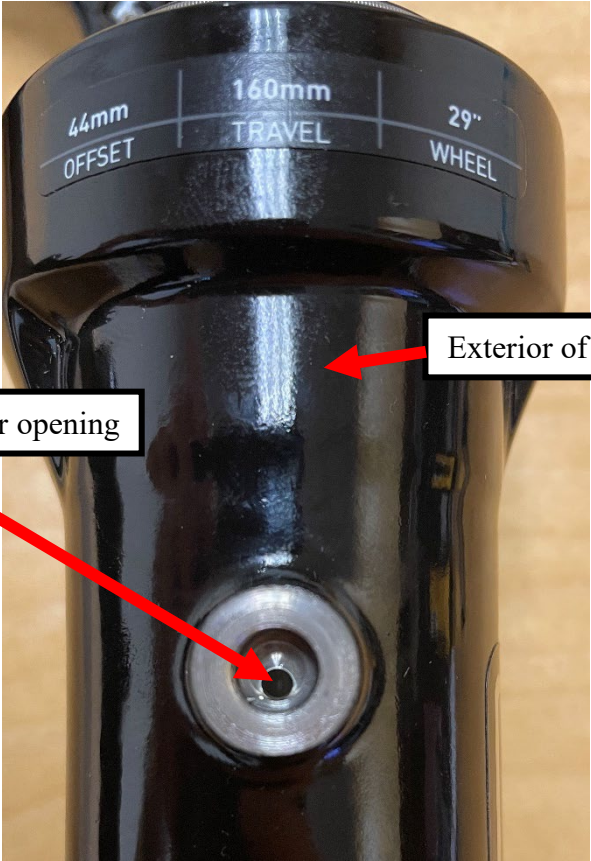
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	lubrication occupying an area within said lower fork tube at a first end of said lower fork tube from leaking from said lower fork; and	

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[c]	an upper bushing attached to and positioned adjacent to said lower leg seal; and	The Rockshox Lyrik Ultimate has an upper bushing attached to and positioned adjacent to said lower leg seal. Lower leg seal Upper bushing 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[d]	an air bleed assembly disposed on said lower fork tube, said air bleed assembly configured for equalizing ambient pressure within said lower fork,	The Rockshox Lyrik Ultimate has an air bleed assembly disposed on said lower fork tube, said air bleed assembly configured for equalizing ambient pressure within said lower fork. 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	said air bleed assembly comprising:	

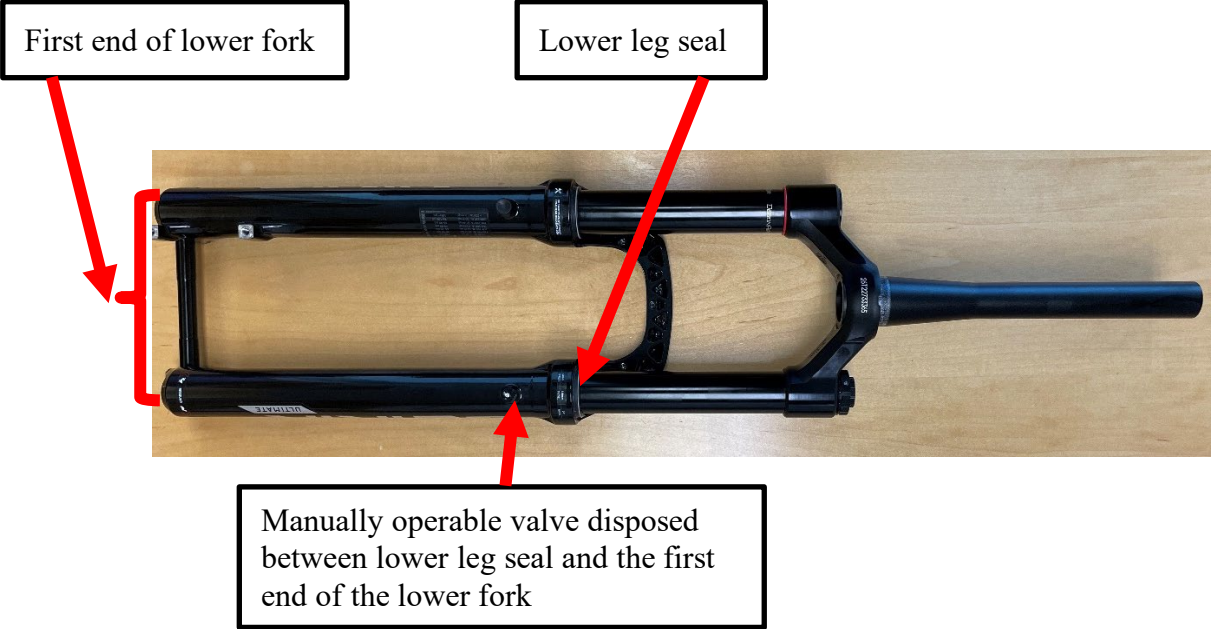
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[e]	a fluid passage disposed between an interior of said lower fork and an exterior of said lower fork; and	The Rockshox Lyrik Ultimate has a fluid passage disposed between an interior of said lower fork and an exterior of said lower fork. Fluid passage interior opening Interior of lower fork 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
		 Fluid passage exterior opening Exterior of lower fork

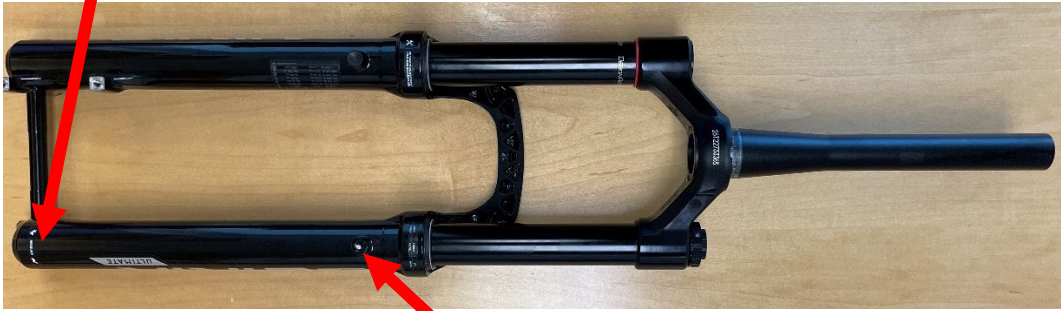
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[f]	a manually operable valve located in said lower fork and coupled to said fluid passage,	The Rockshox Lyrik Ultimate has a manually operable valve located in said lower fork and coupled to said fluid passage. Manually operable valve located in lower fork and coupled to said fluid passage Lower fork 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[g]	said manually operable valve having a first position substantially closing said fluid passage and a second position allowing a fluid to flow between	The Rockshox Lyrik Ultimate has a manually operable valve having a first position substantially closing said fluid passage and a second position allowing a fluid to flow between said interior and said exterior. First position of manually operable valve substantially closing fluid passage 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	said interior and said exterior,	Second position of manually operable valve allowing fluid to flow between interior and exterior of the lower fork. 

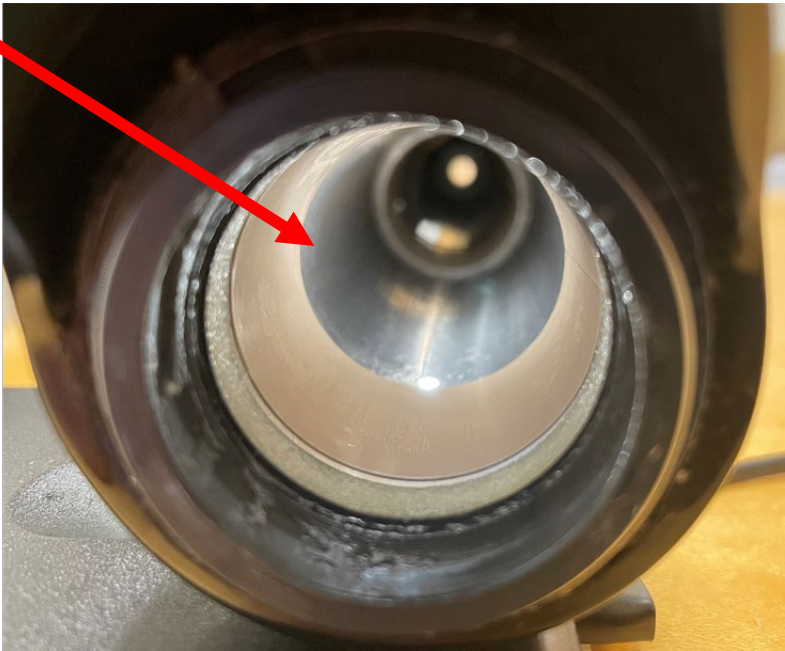
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
1[h]	said manually operable valve disposed between said lower leg seal and said first end of said lower fork,	The Rockshox Lyrik Ultimate has said manually operable valve disposed between said lower leg seal and said first end of said lower fork. 

1[i]	and wherein said fluid passage and said manually operable valve are located at a distance from an oil bath lubrication within said lower fork, such that when said manually operable valve is in said second position, most, if not all of said oil bath lubrication remains within said lower fork and such that when trapped air pressure inside said lower fork, that is higher than a local ambient air pressure outside of said suspension fork or shock absorber, is relieved most, of said oil bath lubrication that is within said lower fork remains within said lower fork. For example, the Rockshox Lyrik Ultimate has an oil bath lubrication within the lower fork. 4 Position the fork at an angle with the bolt holes oriented upward. Inject Maxima PLUSH Dynamic Suspension Lube Light into each lower leg through the bottom bolt holes. NOTICE Do not exceed the recommended oil volume per leg as this can damage the fork. <table border="1"> <thead> <tr> <th>Fork</th><th>Damper Side (mL)</th><th>Spring Side (mL)</th></tr> </thead> <tbody> <tr> <td>ZEB</td><td></td><td></td></tr> <tr> <td>Lyrik</td><td>30</td><td>15</td></tr> <tr> <td>Pike</td><td></td><td></td></tr> </tbody> </table>  Ex. 1 at 137.	Fork	Damper Side (mL)	Spring Side (mL)	ZEB			Lyrik	30	15	Pike			
Fork	Damper Side (mL)	Spring Side (mL)												
ZEB														
Lyrik	30	15												
Pike														

manually operable valve is in said second position, most, if not all of said oil bath lubrication remains within said lower fork and such that when trapped air pressure	Further, for example, the Rockshox Lyrik Ultimate has a fluid passage and said manually operable valve is located at a distance from an oil bath lubricant within said lower fork such that when the manually operable valve is in said second position, most if not all of the oil bath lubricant remains within said lower fork and such that when trapped air pressure inside said lower fork, that is higher than a local ambient air pressure outside of said suspension fork or shock absorber, is relieved most, of said oil bath lubrication that is within said lower fork remains within said lower fork. Oil bath lubricant within lower fork  Fluid passage and manually operable valve located a distance from oil bath lubricant such that when the manually operable valve is in the second position, most if not all of the oil bath lubricant remains within said lower fork and such that when trapped air pressure inside said lower fork, that is higher than a local ambient air pressure outside of said suspension fork or shock absorber, is relieved most, of said oil bath lubrication that is within said lower fork remains within said lower fork.
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inside said lower fork, that is higher than a local ambient air pressure outside of said suspension fork or shock absorber, is relieved most, of said oil bath	
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Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	lubrication that is within said lower fork remains within said lower fork.	

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
2	The lower fork and air bleed assembly combination of claim 1, wherein said fluid comprises: a gas.	The Rockshox Lyrik Ultimate comprises the lower fork and air bleed assembly combination of claim 1, wherein said fluid comprises a gas. Fluid comprising a gas, for example, atmospheric air. 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
3[pre]	The lower fork and air bleed assembly combination of claim 1, said air bleed assembly further comprising:	The Rockshox Lyrik Ultimate comprises the lower fork and air bleed assembly combination of claim 1. <i>See supra</i> , claim 1.

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
3[a]	a valve activator coupled with said manually operable valve, said valve activator comprising:	The Rockshox Lyrik Ultimate has a valve activator coupled with said manually operable valve.

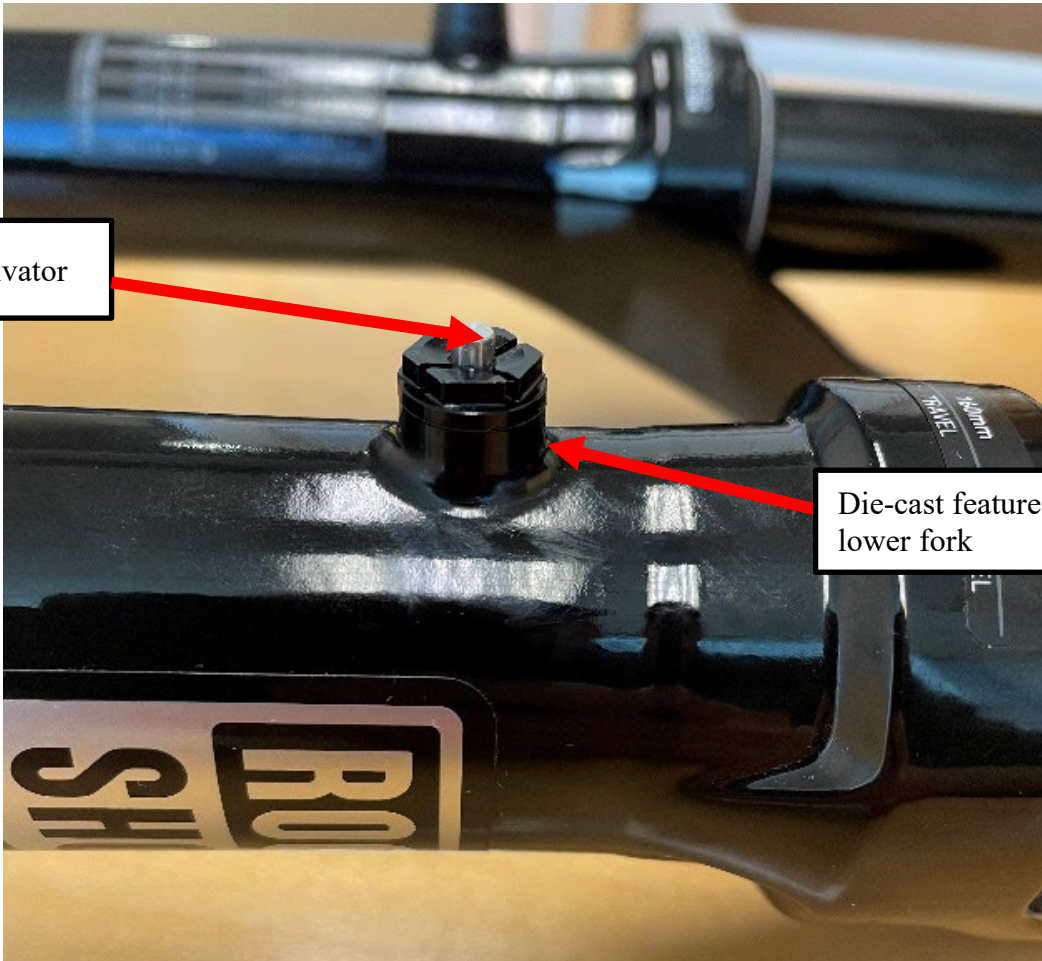
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
3[b]	an activation position placing said manually operable valve into said first position; and	The Rockshox Lyrik Ultimate has a valve activator with an activation position placing said manually operable valve into said first position. Valve activator in activation position, placing manually operable valve into first position. 

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
3[c]	a deactivation position placing said manually operable valve into said second position,	The Rockshox Lyrik Ultimate has a valve activator with a deactivation position placing said manually operable valve into said second position. Valve activator in deactivation position, placing manually operable valve into second position 

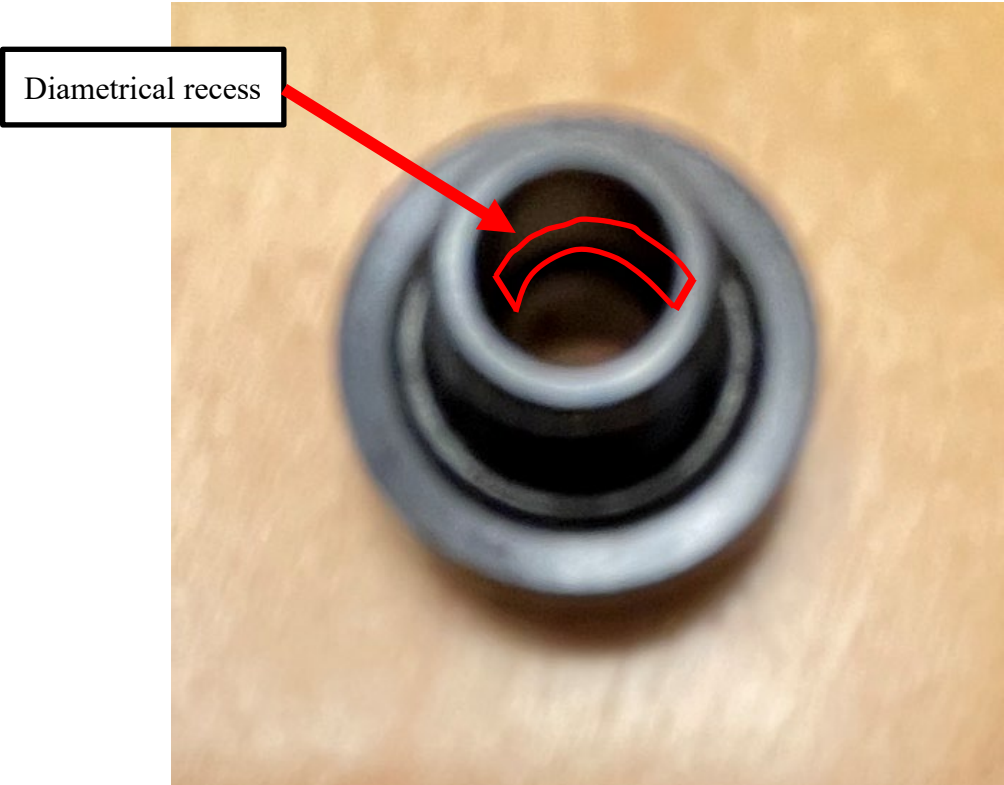
3[d]	and whereupon when in said activation position, the trapped air pressure in said lower fork is equalized with the local ambient air pressure.	When the valve activator of the Rockshox Lyrik Ultimate is in said activation position, the trapped air pressure in said lower fork is equalized with the local ambient air pressure. Valve activator in activation position, equalizing the trapped air pressure in said lower fork with local ambient air pressure 
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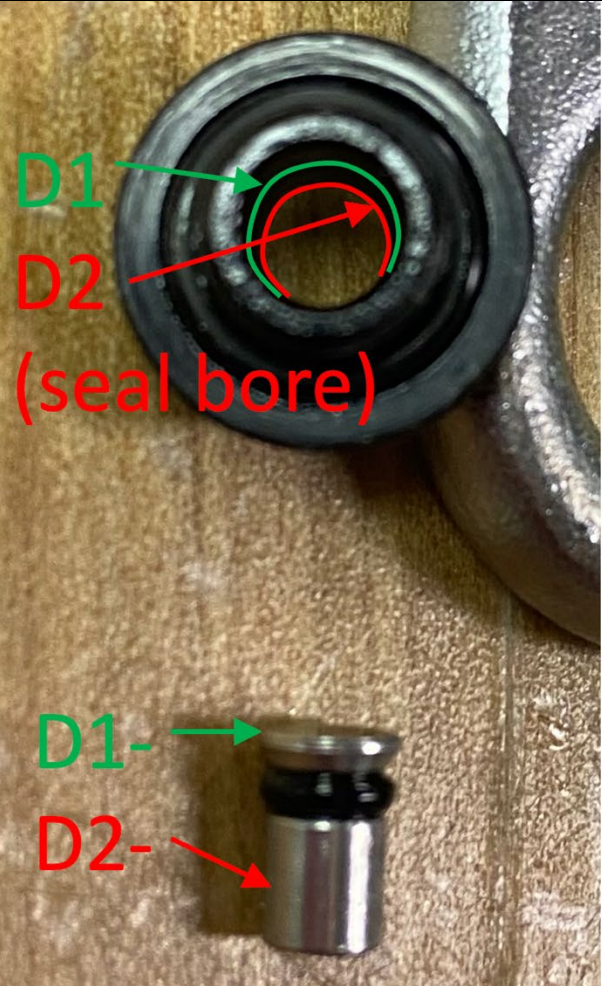
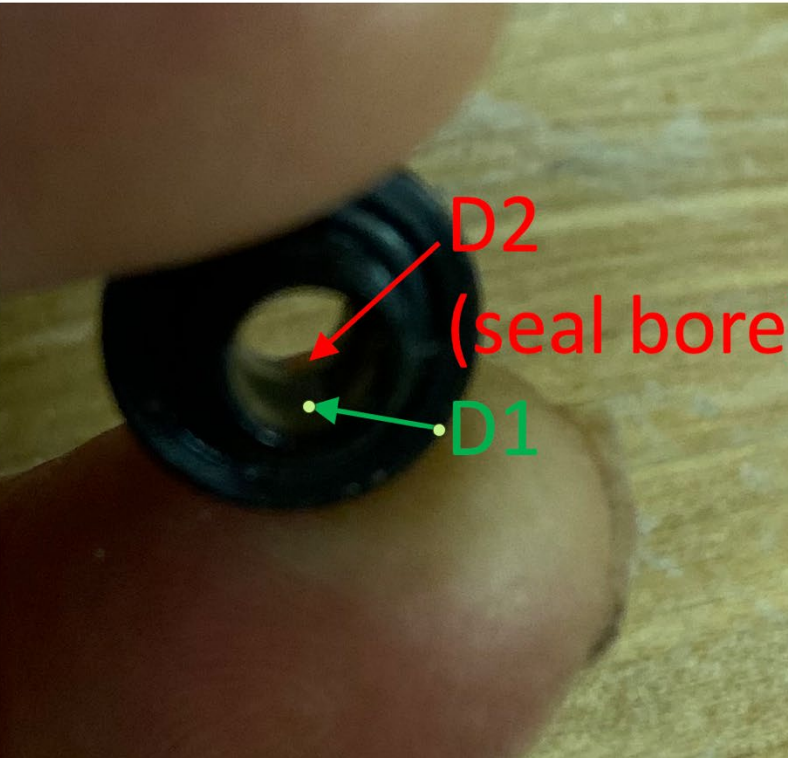
4	The lower fork and air bleed assembly combination of claim 3, wherein said valve activator comprises: a button to select said activation position and said	The Rockshox Lyrik Ultimate comprises the lower fork and air bleed assembly combination and the valve activator of claim 3, wherein the valve activator further comprises a button to select said activation position and said deactivation position. Button to select activation position and deactivation position 
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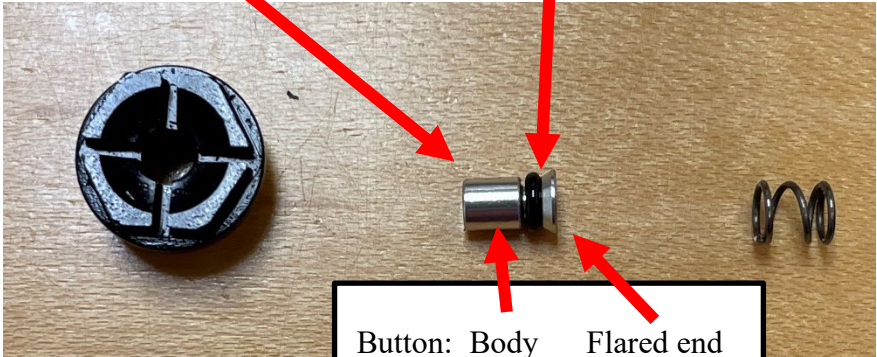
Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	deactivation position	

5	The lower fork and air bleed assembly combination of claim 3, wherein said valve activator is located on a die-cast feature of said lower fork.	The Rockshox Lyrik Ultimate has the lower fork and air bleed assembly combination and the valve activator of claim 3, wherein the valve activator is located on a die-cast feature of said lower fork. 
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Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
6[pre]	The lower fork and air bleed assembly combination of claim 5, further comprising:	The Rockshox Lyrik Ultimate comprises the lower fork and air bleed assembly combination of claim 5. <i>See supra</i> claim 5.

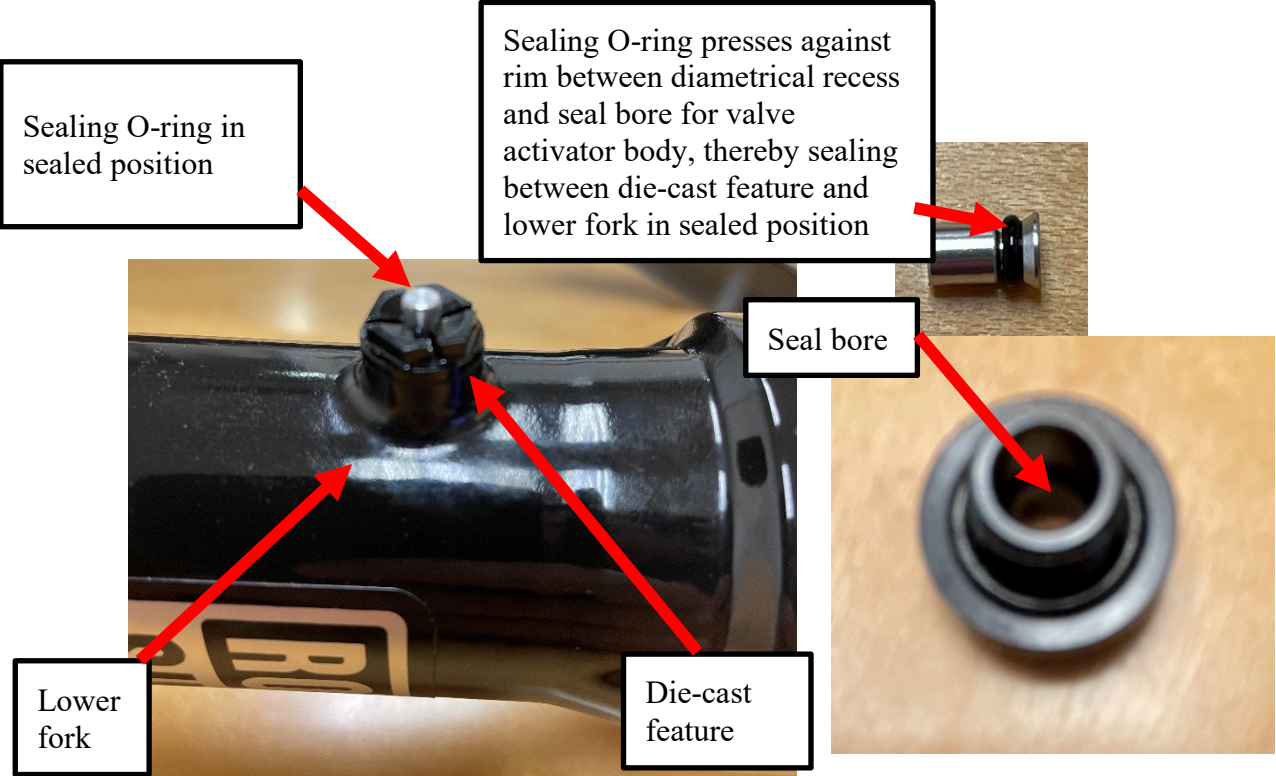
6[a]	a diametrical recess; and	The Rockshox Lyrik Ultimate has a diametrical recess on the inner surface of the plastic cap of the air bleed assembly (illustrated by the red outline on a partial portion of the diametrical recess). 
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Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate	
			

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
6[b]	a sealing O-ring comprising:	The Rockshox Lyrik Ultimate has a sealing O-ring.  Valve activator Sealing O-ring. Button: Body Flared end

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
6[c]	a sealed position; and	The Rockshox Lyrik Ultimate has a sealing O-ring having a sealed position. Sealing O-ring in sealed position 

6[d]	an unsealed position,	The Rockshox Lyrik Ultimate has a sealing O-ring sealing having an unsealed position, Sealing O-ring in unsealed position 
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6[e]	wherein said sealed position seals between said die-cast feature and said lower fork, whereupon when said valve activator is moved from said activation	The Rockshox Lyrik Ultimate has a sealing O-ring having a sealed and unsealed portion wherein said sealed position seals against air leaks from the lower fork through the die-cast feature, whereupon when said valve activator is moved from said activation position to said deactivation position, said sealing O-ring moves further into said diametrical recess, thereby attaining the unsealed position and letting air pressure by-pass into or out of the lower fork via a vent hole. 
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position to	
said	
deactivation	
position,	
said sealing	
O-ring	
moves into	
said	
diametrical	
recess,	
thereby	
attaining	
said	
unsealed	
position and	
letting air	

Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	pressure by-pass into or out of said lower fork via a vent hole.	

7	The lower fork and air bleed assembly combination of claim 3, wherein said manually operable valve comprises a spring coupled with said valve activator,	The Rockshox Lyrik Ultimate has the lower fork and air bleed assembly combination of claim 3, wherein said manually operable valve comprises a spring coupled with said valve activator, whereupon when said valve activator is moved into said deactivation position, said spring biases said valve activator toward said first position.
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Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	whereupon when said valve activator is moved into said deactivation position, said spring biases said valve activator toward said first position.	

8	The lower fork and air bleed assembly combination of claim 7, wherein said second position comprises: a sealing engagement between said sealing O-ring and a seal bore,	The Rockshox Lyrik Ultimate has the lower fork and air bleed assembly combination of claim 7, wherein said second position comprises a sealing engagement between a sealing O-ring and a seal bore, wherein when in said sealing engagement, said trapped air pressure does not by-pass into or out of said lower fork. Seal bore (lip of plastic cap) Sealing O-ring, forming a sealing engagement with seal bore, such that trapped air pressure does not by-pass into or out of said lower fork
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Claim	U.S. Patent No. 9,739,331	Rockshox Lyrik Ultimate
	wherein when in said sealing engagement, said trapped air pressure does not by- pass into or out of said lower fork.	