

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

DYNAPASS IP HOLDINGS LLC,

Plaintiff,

v.

AMAZON.COM, INC.,

Defendant.

C.A. No. 2:23-cv-00063
(LEAD CASE)

JURY TRIAL DEMANDED

DYNAPASS IP HOLDINGS LLC,

Plaintiff,

v.

EXPERIAN INFORMATION
SOLUTIONS, INC.,

Defendant.

C.A. No. 2:22-cv-00066
(MEMBER CASE)

JURY TRIAL DEMANDED

**FIRST SUPPLEMENTAL DISCLOSURE OF
ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS**

Pursuant to P.R. 3-1 and P.R. 3-2, Dynapass IP Holdings LLC (“Dynapass”), hereby serves its First Supplemental Infringement Contentions on Defendant Experian Information Solutions, Inc. (“Defendant”). Claim construction has not yet begun, and Dynapass reserves the right to amend these Contentions, as permitted by P.R. 3-6.

P.R. 3-1(a): Identification of Infringed Claims

Defendant infringes the following claims of U.S. Patent No. 6,993,658 (“the ’658 Patent”).

Asserted Patent	Infringed Claims
’658 Patent	1–3 and 5–7

P.R. 3-1(b): Identification of Accused Instrumentalities

The Accused Instrumentalities for claims 1–3 and 5–7 of the '658 Patent are Defendant's multifactor authentication services, and the systems and applications that provide two-factor authentication to Defendant's customers as part of Defendant's multifactor authentication services. The Accused Instrumentalities are accessible through at least Defendant's website (<https://www.experian.com/>). The Accused Instrumentalities include all related software for hardware components identified above, as well as any other hardware and software utilized by the Accused Instrumentalities that is integral to either the systems that employ those hardware components or the functionalities detailed in Exhibit A.

P.R. 3-1(c): Claim Charts

Claim charts identifying specifically where each element of each asserted claim is found within the Accused Instrumentalities are attached hereto as Exhibit A. The evidence in Exhibit A comes from public sources. Discovery is ongoing, and Dynapass reserves the right to amend and supplement its infringement contentions, including in response to the production of confidential information or source code. *See, e.g.*, P.R. 3-6(a)(1); Section 3(a) of Chief Judge Gilstrap's Sample Discovery Order for Patent Cases.

P.R. 3-1(d): Disclosure of Literal Infringement and Infringement under the Doctrine of Equivalents

Dynapass contends that each claim element for each asserted claim is literally infringed, as set forth in Exhibit A. In addition, Dynapass asserts that certain claim limitations are also infringed under the doctrine of equivalents as identified in Exhibit A. Dynapass reserves the right to assert additional theories under the doctrine of equivalents in response to claim construction positions that Defendant may adopt or the production of source code for software-based limitations. *See*,

e.g., P.R. 3-6(a)(1); Section 3(a) of Chief Judge Gilstrap’s Sample Discovery Order for Patent Cases.

P.R. 3-1(e): Disclosure of Priority Claims

The asserted claims of the ’658 Patent are entitled to a priority date of March 6, 2000.

P.R. 3-1(f): Dynapass’ Reliance on its Instrumentalities

At this time, Dynapass does not intend to rely on the assertion that its instrumentalities practice the Asserted Patents.

P.R. 3-2: Document Production

Documents required to be produced accompanying Disclosures of Asserted Claims and Infringement Contentions under P.R. 3-2 were produced on May 16, 2023, at DYNPS_00000037 – DYNPS_00000379.

Discovery is ongoing, so Dynapass reserves the right to supplement its production with documents responsive to P.R. 3-2.

Dated: July 7, 2023

By: /s/ Fred I. Williams

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Attorneys for Plaintiff Dynapass IP Holdings LLC

CERTIFICATE OF SERVICE

The undersigned hereby certifies that on July 7, 2023, the undersigned caused a copy of the foregoing document to be served on all counsel of record, via electronic mail, pursuant to the Federal Rules of Civil Procedure.

By: /s/ Fred I. Williams
Fred I. Williams