

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ATTENTIVE MOBILE INC.,	)	
	)	
Plaintiff,	)	
	)	C.A. No. 22-1163-CJB
v.	)	
	)	
317 LABS, INC. d/b/a EMOTIVE,	)	
	)	
Defendant.	)	

ATTENTIVE MOBILE INC.,	)	
	)	
Plaintiff,	)	
	)	C.A. No. 23-87-CJB
v.	)	
	)	
STODGE INC. d/b/a POSTSCRIPT,	)	
	)	
Defendant.	)	

**317 LABS, INC. D/B/A EMOTIVE’S AND STODGE INC. D/B/A POSTSCRIPT’S
JOINT PROPOSED CLAIM TERMS AND CONSTRUCTIONS**

Pursuant to the Stipulation and [Proposed] Order to Modify Rule 16 Scheduling Order in *Attentive Mobile Inc. v. 317 Labs, Inc. d/b/a Emotive*, C.A. No. 22-1163-CJB (D.I. 52) (So Ordered) and Paragraph 12 of the Scheduling Order in *Attentive Mobile Inc. v. Stodge Inc. d/b/a Postscript*, C.A. No. 23-87-CJB (D.I. 20), 317 Labs, Inc. d/b/a Emotive (“Emotive”) and Stodge Inc. d/b/a Postscript (“Postscript”) (collectively, “Defendants”) hereby provide their joint list of claim terms for construction and proposed constructions. Defendants reserve the right to propose additional claim terms and constructions, or modify these proposed constructions, in view of Attentive Mobile Inc.’s (“Attentive”) proposed claim terms and constructions and as part of the parties’ meet and confer process.

Claim Term	Proposed Construction
“URI” '887 patent, claim 1; '897 patent, claims 16 and 24; '074 patent, claims 1, 8, 16, and 23.	“a compact sequence of characters that identifies a resource and that follows the syntax defined by Section 3 of the Internet Engineering Task Force’s RFC 3986 standard.”
“means for causing (1) the mobile device to transition from the first application to a second application different from the first application in response to the mobile device detecting a first interaction with the invitation, the second application being a messaging application, and (2) the second application to automatically populate a custom text message based on the user data” '897 patent, claim 15.	Means-plus-function term under 35 U.S.C. § 112(6). Function: causing (1) the mobile device to transition from the first application to a second application different from the first application in response to the mobile device detecting a first interaction with the invitation, the second application being a messaging application, and (2) the second application to automatically populate a custom text message based on the user data. Corresponding Structure: a URI deeplinking to a messaging application and configured to cause performance of the claimed functions.
“integration tag” '887 patent, claim 1; '897 patent, claim 16; '074 patent, claims 1, 8, 16, and 23.	“code included on a webpage that, when executed, causes a user mobile device to send a request to the click-to-text server for, and receive from the click-to-text server, promotional messages associated with a client”
“means for displaying an invitation to subscribe to a text messaging subscription service via a first application” '897 patent, claim 15.	Means-plus-function term under 35 U.S.C. § 112(6). Function: displaying an invitation to subscribe to a text messaging subscription service via a first application. Corresponding Structure: an integration tag configured to cause performance of the claimed functions.

Claim Term	Proposed Construction
“webpage” ’887 patent, claim 1; ’897 patent, claims 18 and 19.	“a specific page within a website”
“identifier associated with . . . the webpage or the user data” ’887 patent, claim 1.	“identifier associated with (1) the webpage served by the client server with the integration tag; or (2) the user data sent by the mobile device loading the webpage”
“custom [text] message” ’887 patent, claim 1; ’897 patent, claims 15 and 24.	“message with its editable parts customized”
“authenticate the mobile device” ’887 patent, claims 3, 4, 9, 10; ’897 patent, claim 19. “authenticate a user of the mobile device” ’887 patent, claims 6 and 7.	“verify the identity of the mobile device” / “verify the identity of a user of the mobile device”

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Dated: September 29, 2023

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