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

ATHALONZ, LLC, *Plaintiff*, v. UNDER ARMOUR, INC., *Defendant*.	§ § § § § § § § § §	Case No.: 2:23-cv-00193-JRG **DEMAND FOR JURY TRIAL**

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS
AND INFRINGEMENT CONTENTIONS

Pursuant to Local Patent Rule 3-1, Plaintiff Athalonz, LLC ("Plaintiff" or "Athalonz") provides this disclosure of asserted claims and infringement contentions. Athalonz is contemporaneously providing the document production accompanying disclosure required by P.R. 3-2 as ATHALONZ000001 - ATHALONZ00001770.

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

Athalonz identifies the following claims of each patent in suit that are infringed by Under Armour. Athalonz reserves the right to supplement its identification of asserted claims as discovery proceeds.

Asserted Patent	Asserted Claims
11,013,291	1-5
11,064,760	1-11
10,674,786	1-8
11,510,456	1-5, 7, 9-15, 17
11,375,768[1]	1-5, 8

[1] Athalonz informed Under Armour on September 8, 2023 that it intended to amend the Complaint to assert U.S. Patent No. 11,375,768, which is related to the other Asserted Patents. The parties met and conferred on September 12. Under Armour informed Athalonz on the date of these contentions (September 14) that it did not oppose a motion to amend the Complaint. Athalonz is timely serving its contentions for the '768 patent on the date set by the Court, and will soon file an unopposed motion to amend the complaint to add the '768 patent.

Petitioner Under Armour, Inc.
Exhibit 1012

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

Athalonz identifies the Accused Instrumentalities (also referred to as the "Accused Products") below based solely on publicly available information. The Accused Instrumentalities are representative of all past and future releases of the same or substantially similar Accused Instrumentalities that incorporate the infringing features. For example, if a past or future release of the same Accused Instrumentality contains the same features and infringes the Asserted Claims for the same reasons as identified by Athalonz, those past or future releases are Accused Instrumentalities. Further, unrelated variations in the Accused Instrumentalities (such as variation of size, color, model year, low/high version, version number, cleat or bottom pattern, etc.) are also included as Accused Instrumentalities.

Accused Instrumentality	**Asserted Patent**				
	'291	**'760**	**'786**	**'456**	**'768**
Harper 5*				X	X
Harper 6*				X	X
Harper 7*				X	X
Harper 8*				X	X
HOVR Drive^	X	X	X	X	X
HOVR Drive 2^	X	X	X	X	X
HOVR Forge^				X	X
HOVR Show GTX^				X	X
Jordan Spieth 4 GTX^				X	X
UA Charged Curry^	X	X	X	X	X
Curry 4 FloTro^{+}	X	X	X	X	X
Curry 10$^{\#}$	X	X	X	X	X
Curry HOVR Splash	X	X	X		
Curry HOVR Splash 2$^{\&}$	X	X	X		
HOVR Highland Ace	X	X	X	X	X
HOVR Block City				X	X
UA Flow Dynamic	X	X	X		

** All designs of ST, TPU, Turf versions, which infringe for the same reasons.*

^ All designs of spiked and spikeless/SL versions, which infringe for the same reasons.

+ Representative of other Curry FloTro shoes, including at least all designs of Curry 1 FloTro and Curry 2 FloTro, which infringe for the same reasons.[2]

Representative of prior Curry shoes implementing same relevant features, including at least all designs of Curry 9 and Curry 8, which infringe for the same reasons, as well as future releases implementing the same relevant features.

& Representative of future Curry Splash shoes implementing same relevant features, including at least Curry Splash 3, which infringes for the same reasons.

III. P.R. 3-1(c) and (d): Infringement Claim Charts

Athalonz provides the claim charts attached as **Exhibits A – E** identifying specifically where each element of each asserted claim is found within each Accused Instrumentality.

Asserted Patent	Infringement Claim Chart
11,013,291	Exhibit A
11,064,760	Exhibit B
10,674,786	Exhibit C
11,510,456	Exhibit D
11,375,768	Exhibit E

These claim charts are exemplary and are not meant to limit the evidence Athalonz will use to prove infringement by Under Armour. For example, any measurements appearing in the claim charts are exemplary only and may vary depending on unrelated features such as shoe size. Athalonz reserves the right to use additional and/or different measurements. Athalonz also reserves the right to rely on physical samples of the Accused Instrumentalities to show infringement, including physical samples obtained from Under Armour during discovery. Athalonz further incorporates the documents produced at ATHALONZ00002565 - ATHALONZ00002568 and ATHALONZ00002586 - ATHALONZ00002706, which are public documents showing certain features of the Accused Instrumentalities. Athalonz reserves the right

[2] *See, e.g.*, ATHALONZ00002586 (Curry 4 FloTro is "[t]he first in a series of reimagined models set to debut this year.").

to use this information to show infringement as well as to show that certain Under Armour products are representative.

Athalonz reserves the right to supplement its infringement contentions based on information learned through discovery, including information provided by Under Armour. Athalonz reserves the right and expects to rely on documents, testimony, and other evidence obtained through discovery to prove infringement in this case. Athalonz reserves the right to rely on expert testimony to show infringement. These claim charts are not intended to and do not construe the claims of the Asserted Patents and do not limit Athalonz's contentions.

Athalonz contends that each element of each asserted claim is literally present in each Accused Instrumentality. To the extent Under Armour contends that any element of any asserted claim is not literally present in an Accused Instrumentality, Athalonz contends that such element is present under the doctrine of equivalents because the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result, as set forth in the attached claim charts.

IV. P.R. 3-1(e): Priority Date

The priority date to which each asserted patent is entitled is shown in the chart below.

Asserted Patent	Asserted Claims	Priority Date
11,013,291	1-5	March 8, 2011 (Provisional App. No. 61/450,485)
11,064,760	1-11	March 8, 2011 (Provisional App. No. 61/450,485)
10,674,786	1-8	March 8, 2011 (Provisional App. No. 61/450,485)
11,510,456	1-5, 7, 9-15, 17	March 8, 2011 (Provisional App. No. 61/450,485)
11,375,768	1-5, 8	March 8, 2011 (Provisional App. No. 61/450,485)

V. P.R. 3-1(f): Practice by Athalonz Products

Athalonz provides the claim charts attached as **Exhibits F – H** identifying specifically where each element of each claim practiced by the Athalonz Products is found within the Athalonz Products. These claim charts are exemplary and are not meant to limit the evidence Athalonz will

use to prove that its products practice the Asserted Patents. For example, any measurements appearing in the claim charts are exemplary only and may vary depending on unrelated features such as shoe size. Athalonz reserves the right to use additional and/or different measurements. Athalonz reserves the right to rely on physical samples of the Athalonz Products to show that they practice the Asserted Patents. Athalonz reserves the right to rely on expert testimony to show that its products practice the Asserted Patents. These claim charts are not intended to and do not construe the claims of the Asserted Patents and do not limit Athalonz's contentions.

Athalonz identifies the following patents and claims that are practiced by the Athalonz Products, and the corresponding claim chart.

Patent	Claims	Claim Chart
11,013,291	1-5	Exhibit F
11,064,760	1-11	Exhibit G
10,674,786	1-8	Exhibit H

In the attached claim charts, Athalonz has charted the Athalonz EnVe Golf Shoe and identified where each element of each claim is practiced by the EnVe. The Athalonz EnVe Golf shoe is representative of other Athalonz Products because it incorporates the claimed features in the same manner, including the following Athalonz Products: Athalonz GF1 cleat and shoe; Athalonz GF2 cleat and shoe. Athalonz further incorporates the documents produced at ATHALONZ00002569 - ATHALONZ00002585, which are public documents showing certain features of the Athalonz Products. Athalonz reserves the right to use this information to show practice, as well as to show that certain Athalonz products are representative.

Athalonz contends that each element of each asserted claim is literally present in each Athalonz Products. To the extent Under Armour contends that any element of any asserted claim is not literally present in an Athalonz Product, Athalonz contends that such element is present under the doctrine of equivalents because the Athalonz Products perform substantially the same

function, in substantially the same way, to achieve substantially the same result, as set forth in the attached claim charts.

VI. P.R. 3-2: Document Production Accompanying Disclosure

Athalonz is contemporaneously producing documents with the Bates numbers ATHALONZ000001 - ATHALONZ00001770. These documents correspond to P.R. 3-2(c), a copy of the file history for each patent in suit. Athalonz is not currently aware of any documents corresponding to the categories identified in P.R. 3-2(a) or 3-2(b).

Dated: September 14, 2023

Respectfully submitted,

/s/ Taylor N. Mauze

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Attorneys for Plaintiff Athalonz, LLC

CERTIFICATE OF SERVICE

The undersigned hereby certified that a true and correct copy of the above and foregoing document has been served by electronic mail on September 14, 2023 to all counsel for Under Armour.

/s/ Taylor N. Mauze
Taylor N. Mauze

EXHIBIT D

INFRINGEMENT CLAIM CHART FOR U.S. PATENT NO. 11,510,456

Athalonz provides the following infringement claim chart subject to all reservations, objections, statements, and disclaimers set forth herein and in Athalonz's Infringement Contentions, as well as any amendment, supplement, or modification thereof, which are incorporated herein by reference in their entirety. These claim charts also incorporate by reference Athalonz's Complaint.

Athalonz contends that the shoes charted below are representative of other Under Armour Products, as set forth in Athalonz's infringement contentions.

Athalonz has prepared these infringement claim charts identifying, as specifically as possible at this stage of discovery, where each element of each asserted claim is found within the Accused Products. Athalonz contends that each element of the Asserted Claims is practiced literally by such Accused Products. To the extent Under Armour disputes literal infringement, Athalonz contends that any such disputed element is practiced by the Accused Products under the doctrine of equivalents. Athalonz reserves the right to update these charts, upon confirmation through discovery to the extent more information relating to the Accused Products or identification of additional infringing products becomes available.

This claim chart is not intended to and does not construe the claims of the '456 Patent and does not limit Athalonz's infringement contentions. Athalonz specifically reserves the right to modify and supplement this claim chart. This preliminary claim chart is provided to illustrate exemplary information practically available prior to discovery.

CLAIM CHART FOR U.S. PATENT NO. 11,510,456

Claim	Exemplary Evidence of Infringement
1[pre]: An athletic shoe comprises:	To the extent the preamble is limiting, each of the Accused Products is an athletic shoe. For example, the Under Armour HOVR Drive Shoes ("HOVR Drive") is an athletic shoe.  The other Accused Products are similarly also athletic shoes. **Charged Curry** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro** 

Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6** 

Claim	Exemplary Evidence of Infringement
	Harper 7  **Harper 8** 

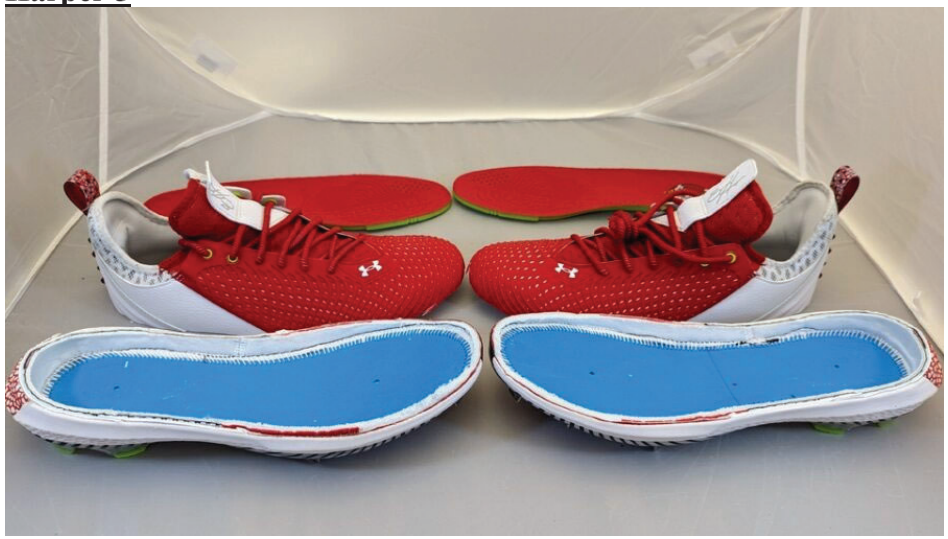
Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2** 

Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
1[a]: an upper section; and a sole section coupled to the upper section,	The Accused Products each have an upper section and a sole section coupled to the upper section. For example, the HOVR Drive has an upper section and a sole section coupled to the upper section, as shown below. The sole section is coupled to the upper section with stitching and glue.  The other Accused Products similarly also have an upper section and a sole section coupled to the upper section. **Charged Curry** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro** 

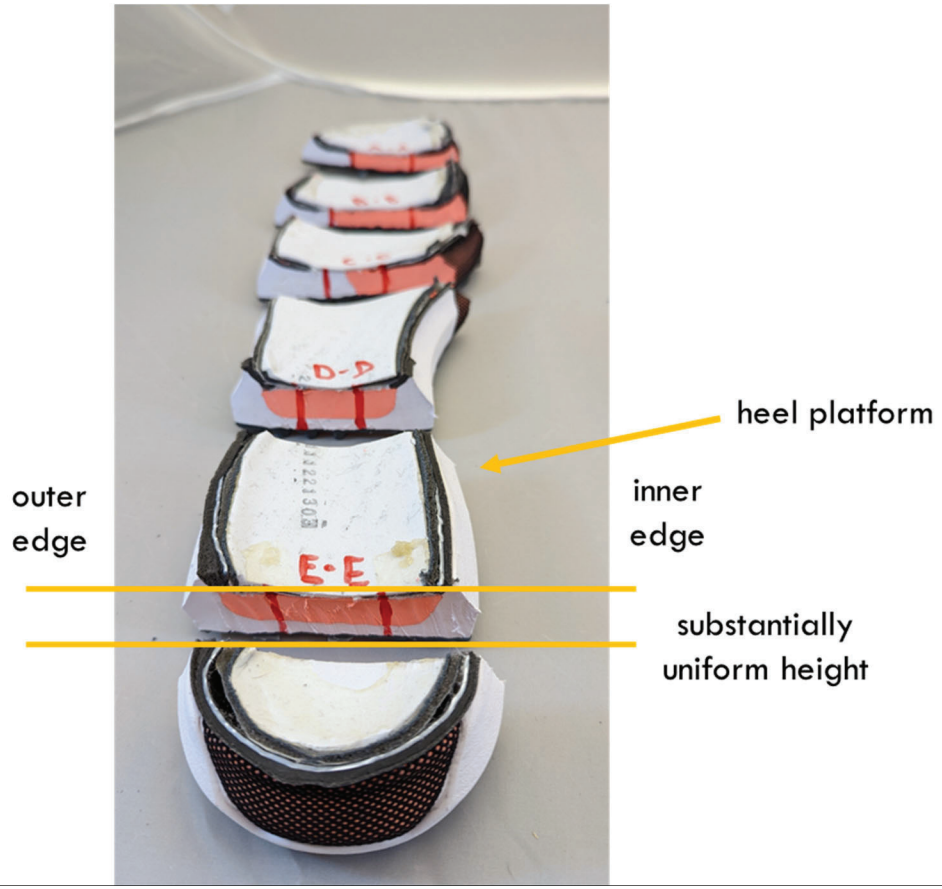
Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6** 

Claim	Exemplary Evidence of Infringement
	Harper 7  **Harper 8** 

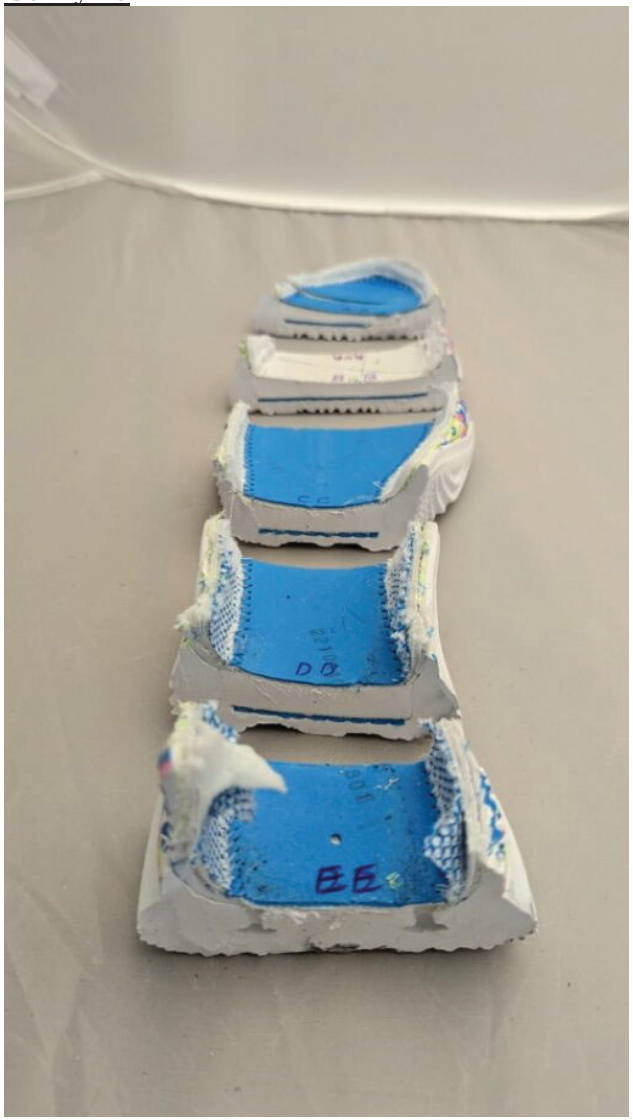
Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2** 

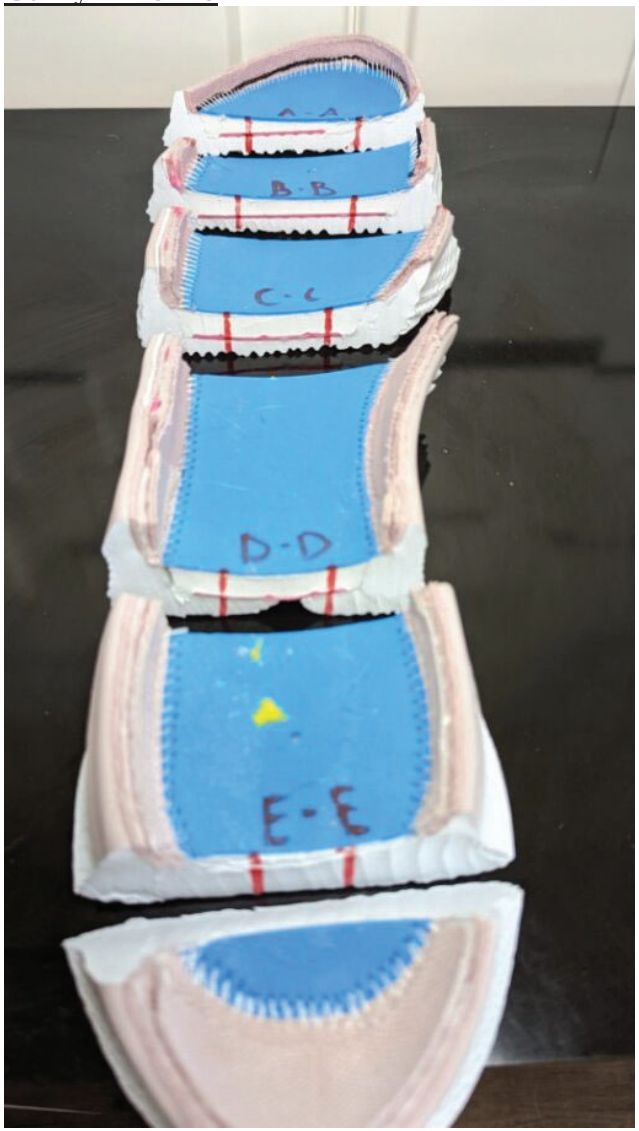
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

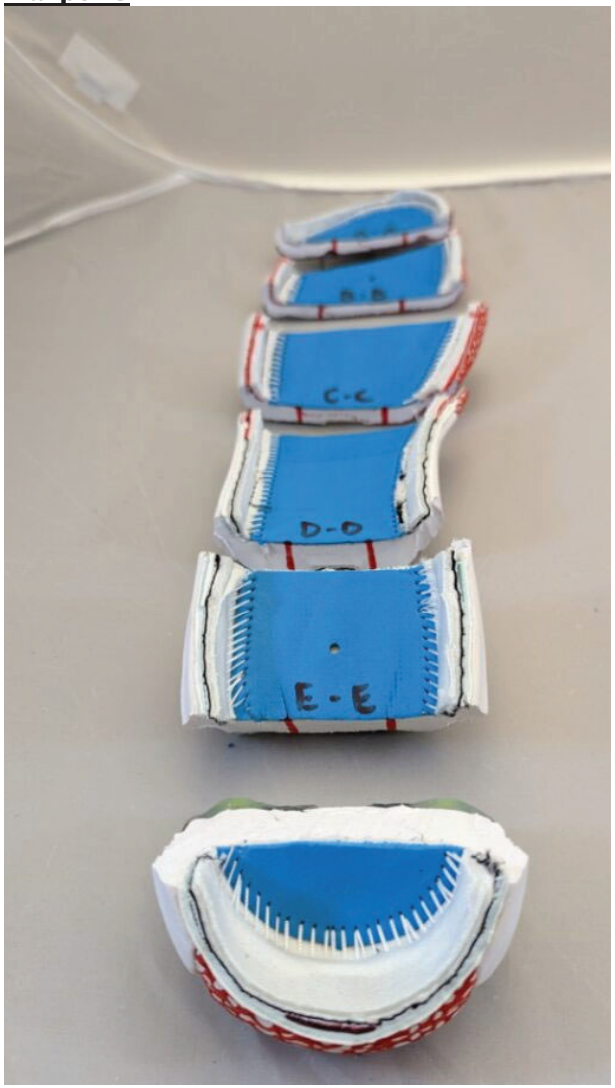
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
1[b]: wherein the sole section includes a heel platform having a first height that is substantial uniform from an inner edge of the sole section to an outer edge of the sole section,	In the Accused Products, the sole section includes a heel platform having a first height that is substantial uniform from an inner edge of the sole section to an outer edge of the sole section. For example, the HOVR Drive has a heel platform with a substantial uniform height from the inner edge to the outer edge, as shown below. 

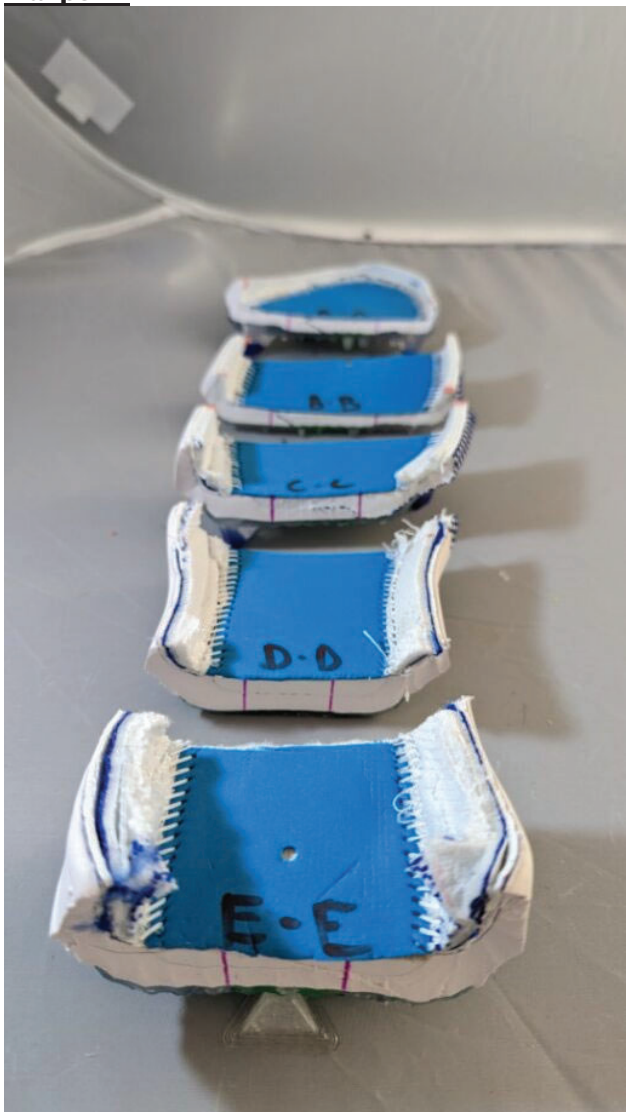
Claim	Exemplary Evidence of Infringement
	The other Accused Products similarly also have a heel platform with a substantial uniform height from the inner edge to the outer edge. **Charged Curry** 

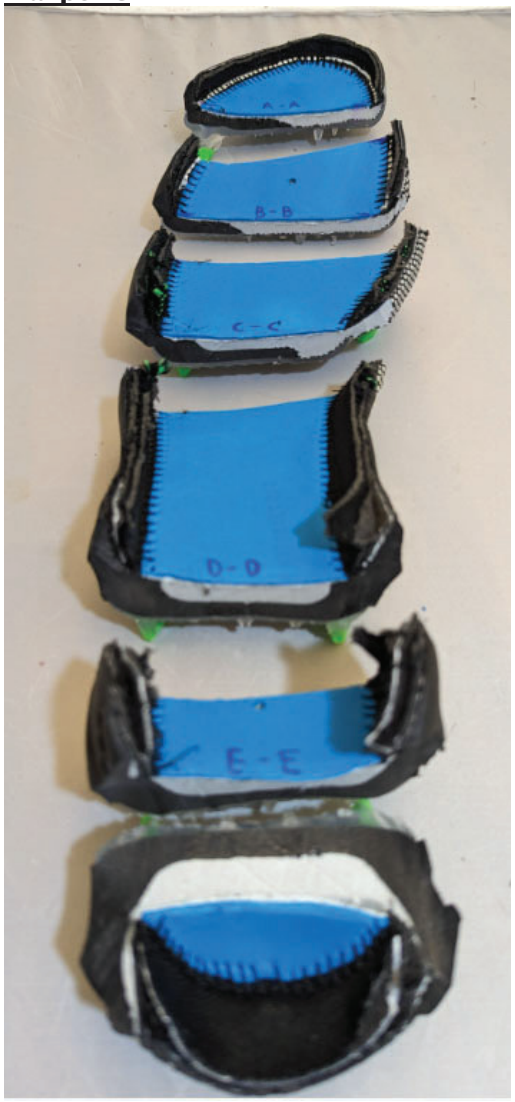
Claim	Exemplary Evidence of Infringement
	Curry 10 

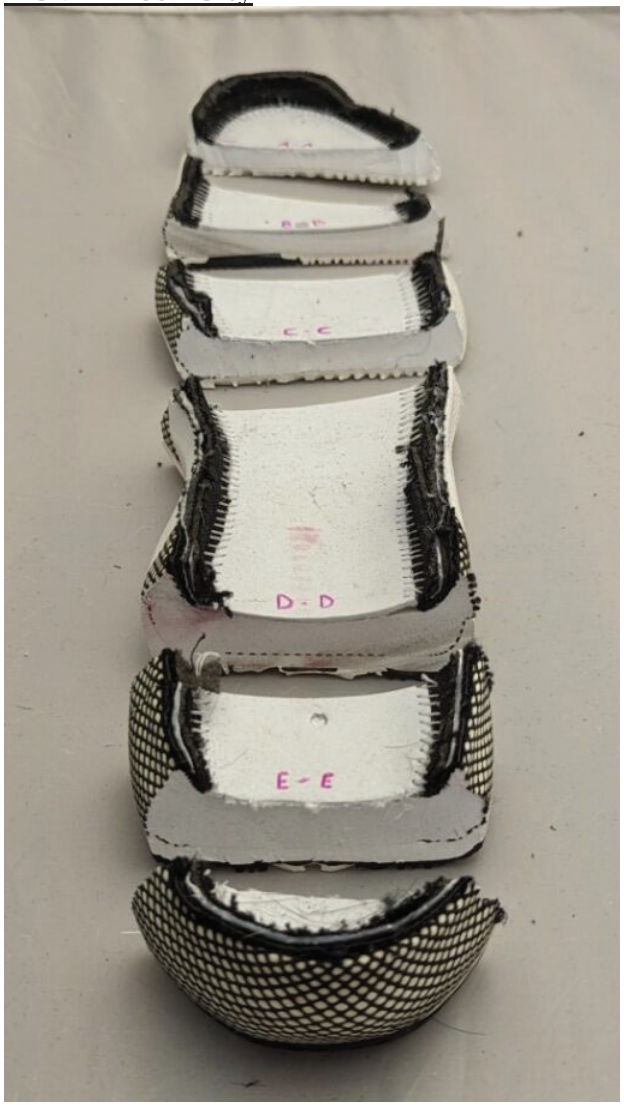
Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro 

Claim	Exemplary Evidence of Infringement
	Harper 5 

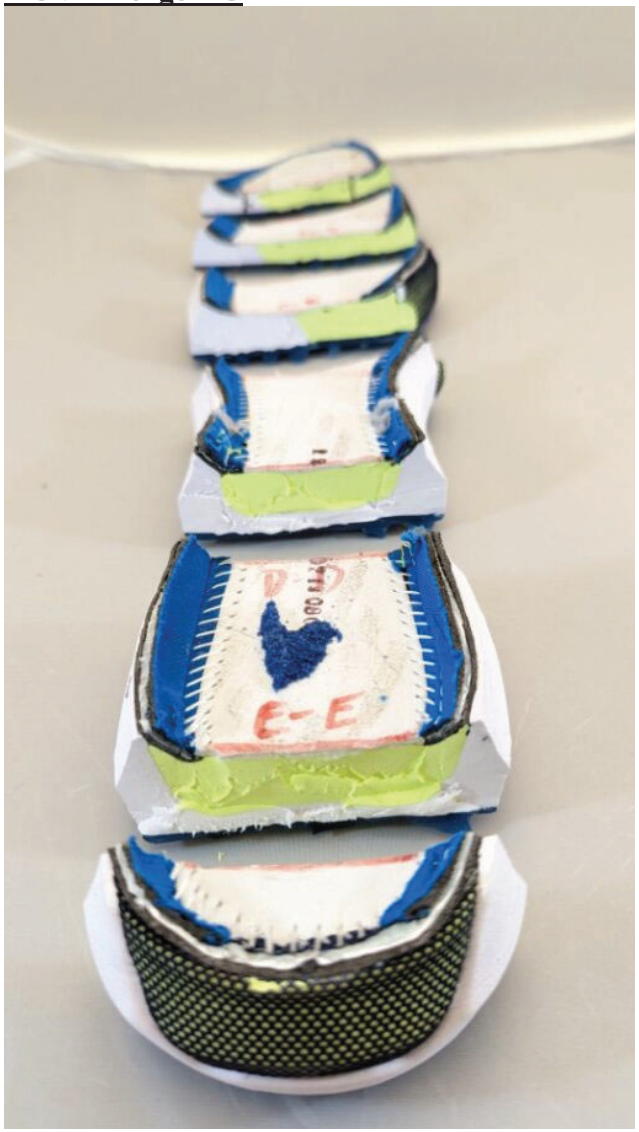
Claim	Exemplary Evidence of Infringement
	Harper 6 

Claim	Exemplary Evidence of Infringement
	Harper 7 

Claim	Exemplary Evidence of Infringement
	Harper 8 

Claim	Exemplary Evidence of Infringement
	HOVR Block City 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2 

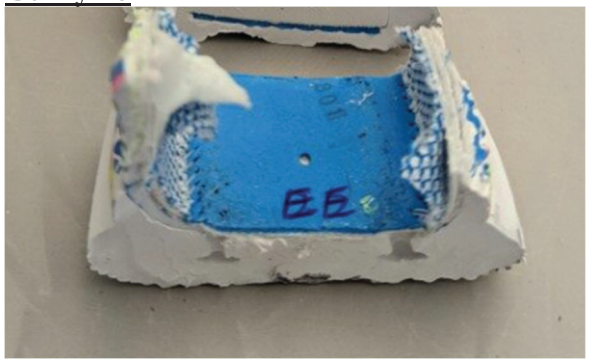
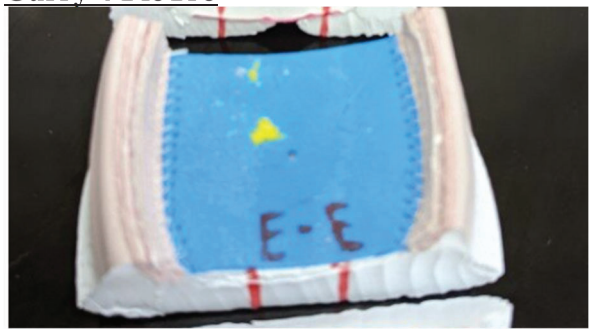
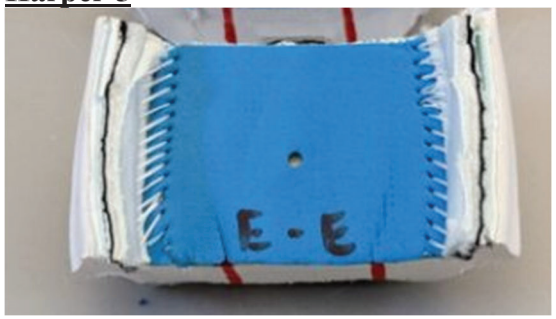
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC 

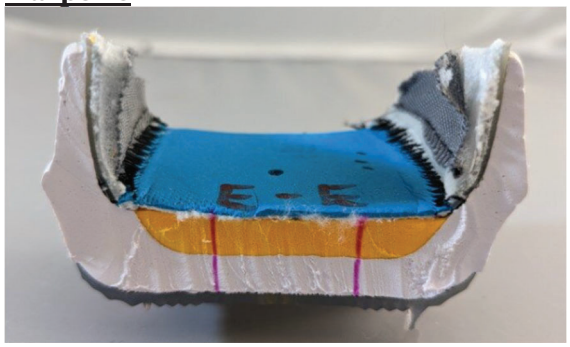
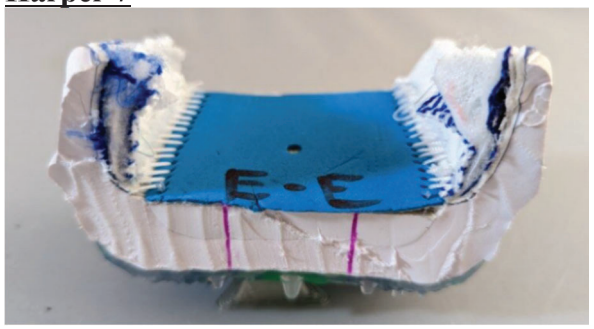
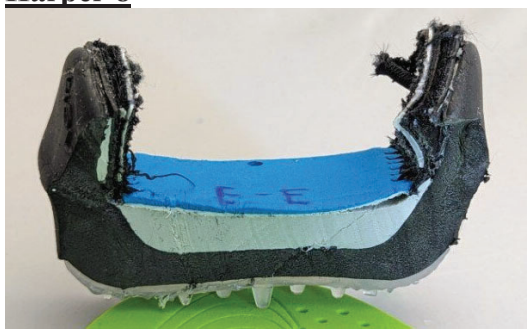
Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace 

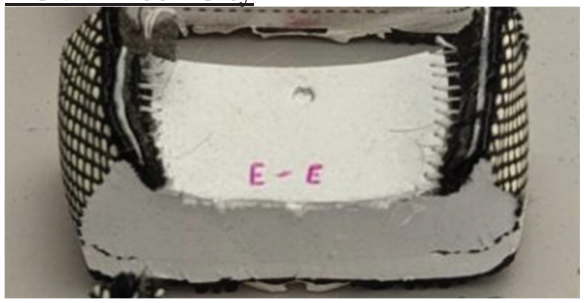
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX 

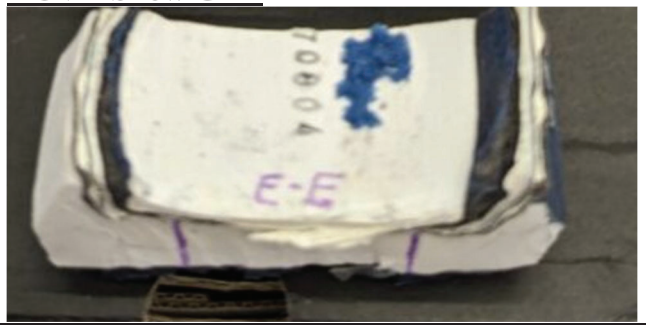
Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

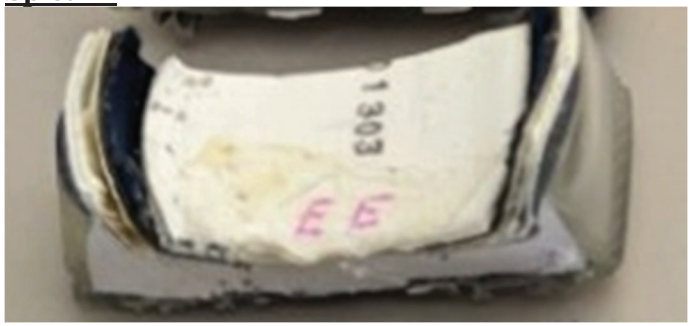
Claim	Exemplary Evidence of Infringement
1[c]: wherein the heel platform is constructed of a first material; and	The Accused Products have a heel platform that is constructed of a first material. For example, the HOVR Drive has a heel platform that is constructed of a first material.  The other Accused Products similarly also have a heel platform that is constructed of a first material. **Charged Curry** 

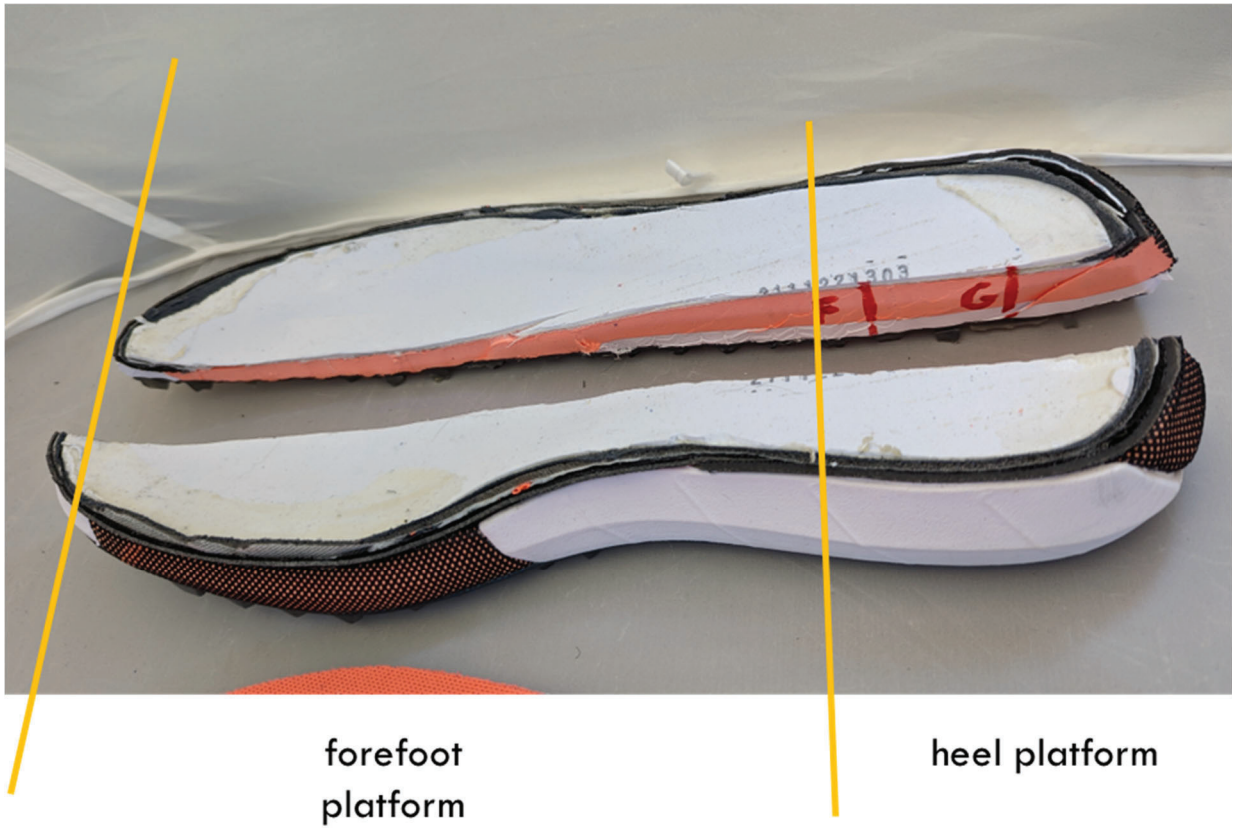
Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro**  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7**  **Harper 8** 

Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2**  **HOVR Forge RC** 

Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace  **HOVR Show GTX** 

Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[d]: a forefoot platform juxtaposed to the heel platform,	The Accused Products have a forefoot platform juxtaposed to the heel platform. For example, the HOVR Drive has a forefoot platform juxtaposed to the heel platform, as shown below.  The other Accused Products similarly also have a forefoot platform juxtaposed to the heel platform.

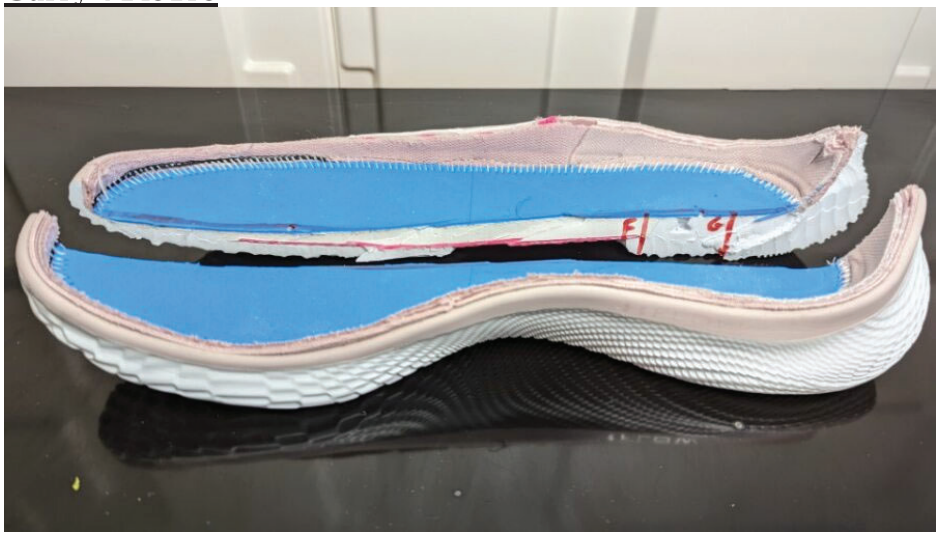
Charged Curry



Curry 10



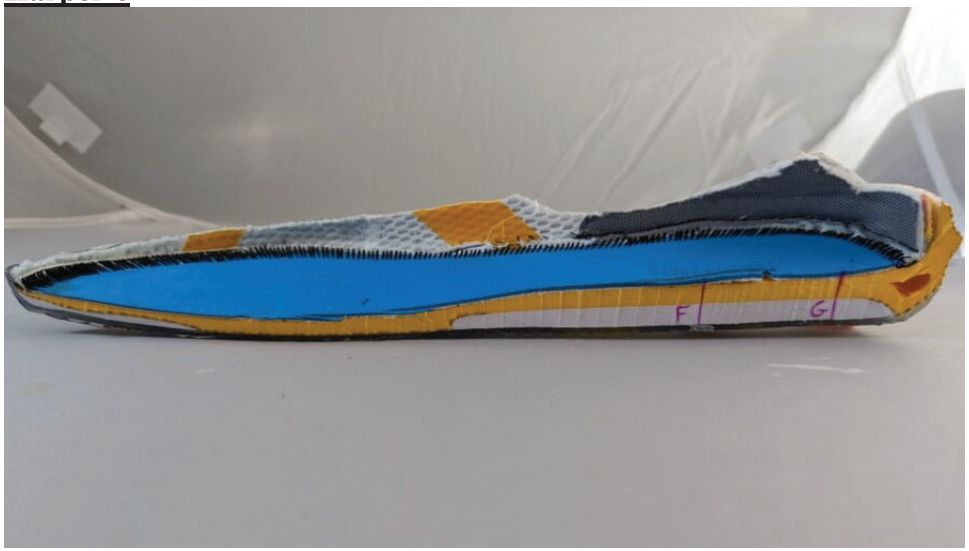
Curry 4 FloTro



Harper 5



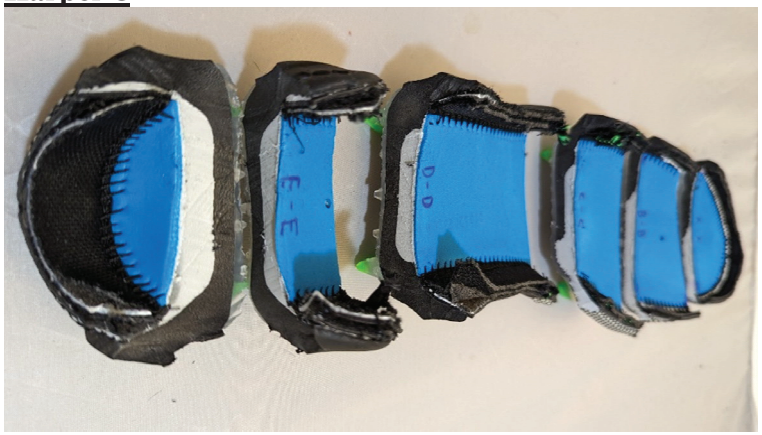
Harper 6



Harper 7



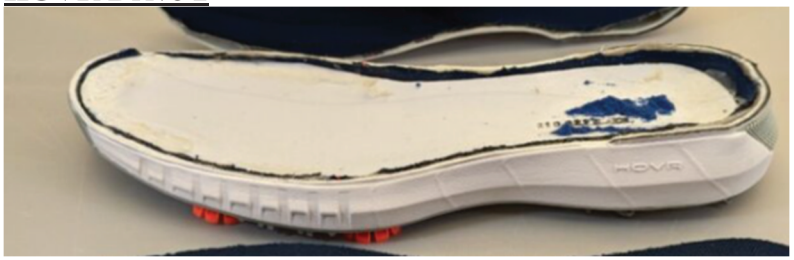
Harper 8



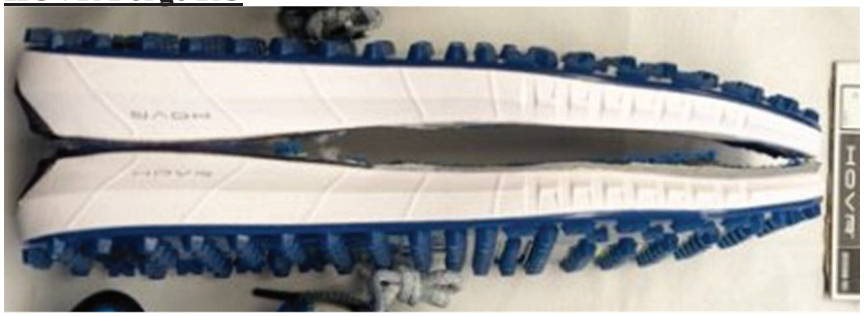
HOVR Block City



HOVR Drive 2



HOVR Forge RC



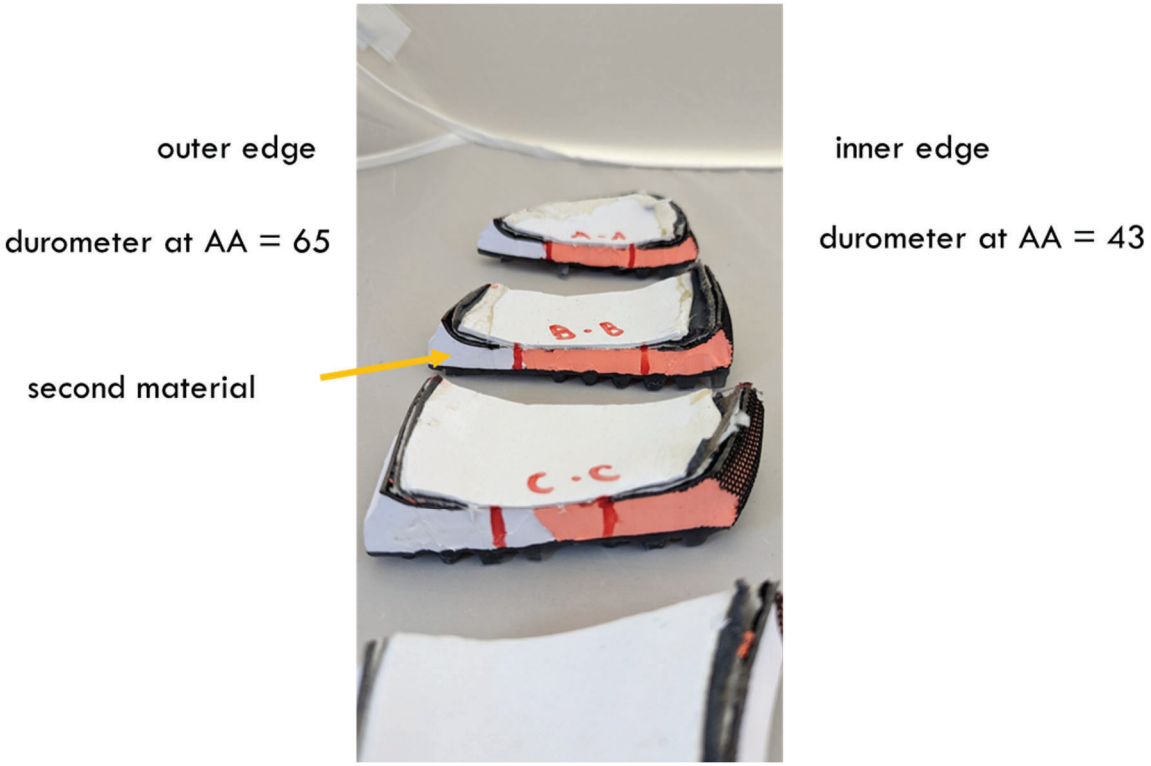
HOVR Highlight Ace



HOVR Show GTX



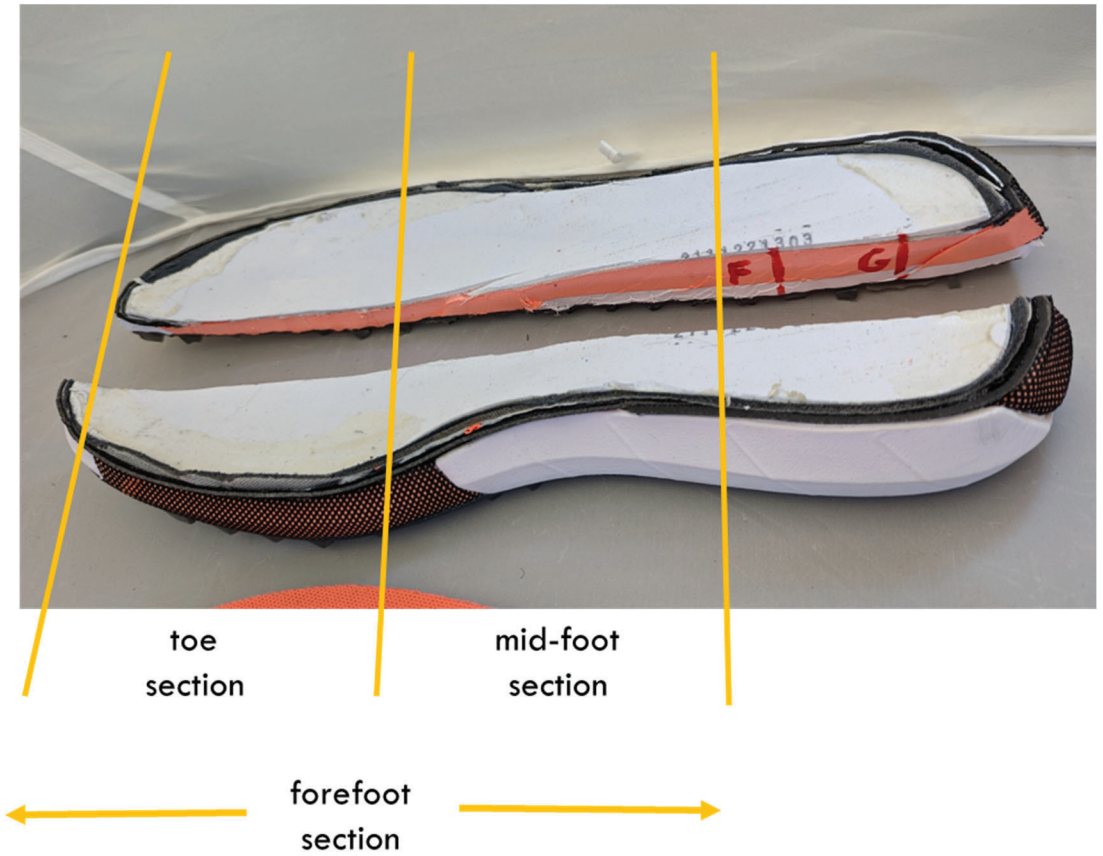
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[e]: wherein the forefoot platform is constructed of a second material having a gradient compression factor, wherein, when the athletic shoe is worn by an athlete and weight of the athlete is applied to the athlete shoe, the second material compresses to a first level near an outer edge of the sole section and the second material compresses to a second level near an inner edge of the sole section, wherein the second level of compression is greater than the first level of compression.	In the Accused Products, the forefoot platform is constructed of a second material having a gradient compression factor, wherein, when the athletic shoe is worn by an athlete and weight of the athlete is applied to the athlete shoe, the second material compresses to a first level near an outer edge of the sole section and the second material compresses to a second level near an inner edge of the sole section, wherein the second level of compression is greater than the first level of compression. For example, in the HOVR Drive, the forefoot platform is constructed of a second material with a gradient compression factor. When the shoe is worn and weight is applied, the second material compresses to a first level with a durometer reading of 65 near an outer edge of the sole section and a second level with a durometer reading of 43 near an inner edge of the sole section. A lower durometer reading means the material is more compressible, so the second level of compression is greater than the first level of compression. 

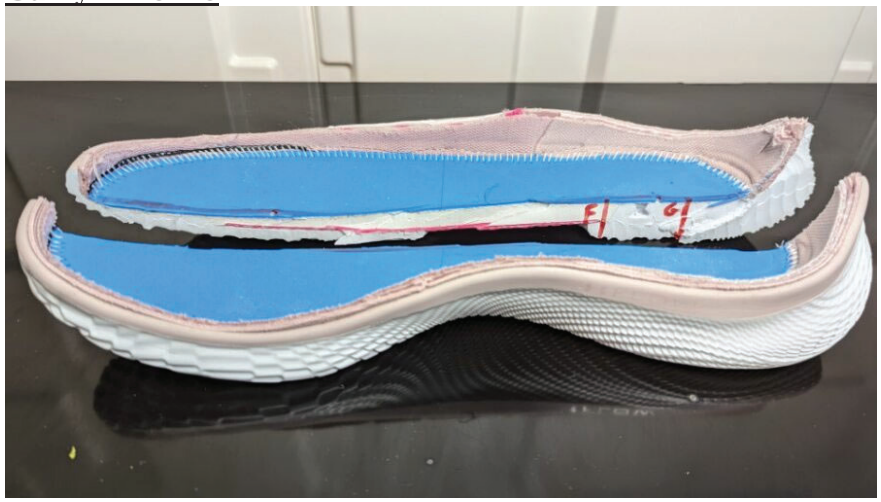
The other Accused Products also have the forefoot platform is constructed of a second material having a gradient compression factor, wherein when the athletic shoe is worn by an athlete and weight of the athlete is applied to the athletic shoe, the second material compresses to a first level near an outer edge of the sole section and the second material compresses to a second level near an inner edge of the sole section, wherein the second level of compression is greater than the first level of compression. The durometer reading at the outer edge of the sole section and the inner edge of the sole section for each of the Accused Products is shown below.

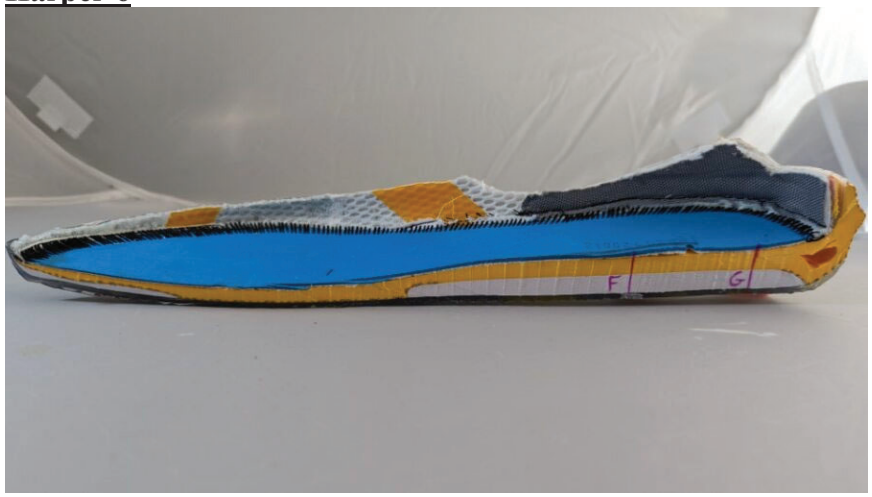
Accused Product	Outer Durometer	Inner Durometer
Charged Curry	74	69
Curry 10	54	47
Curry 4 FloTro	52	43
Harper 5	64	52
Harper 6	59	43
Harper 7	64	56
Harper 8	54	45
HOVR Block City	44	32
HOVR Drive 2	64	55
HOVR Forge RC	66	32
HOVR Highlight Ace	70	45
HOVR Show GTX	43	19
Spieth 4	72	62

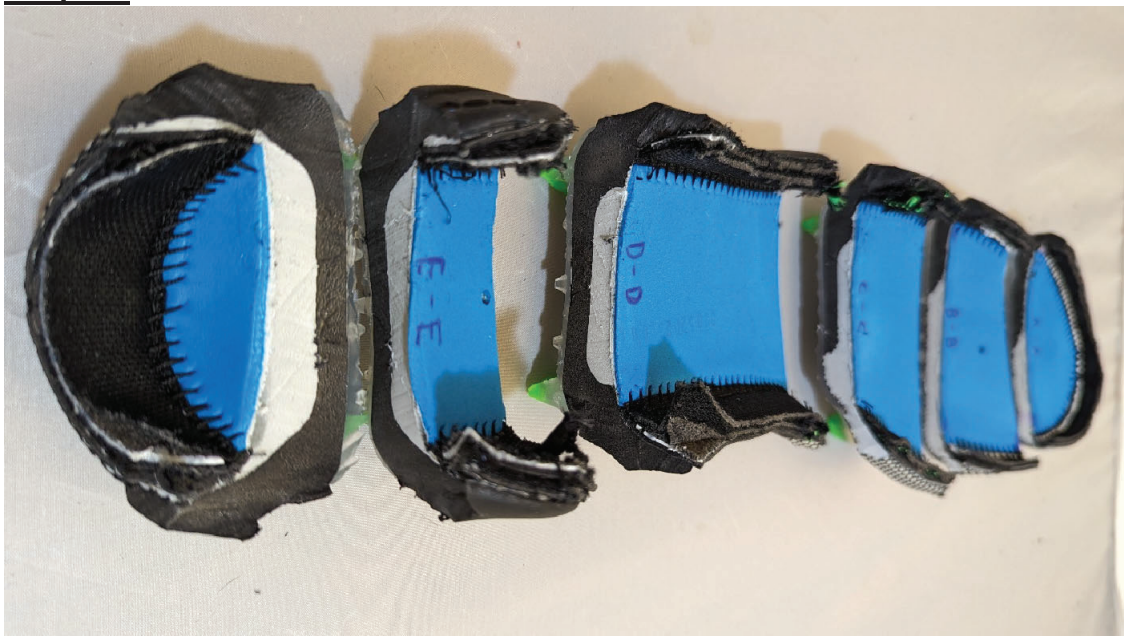
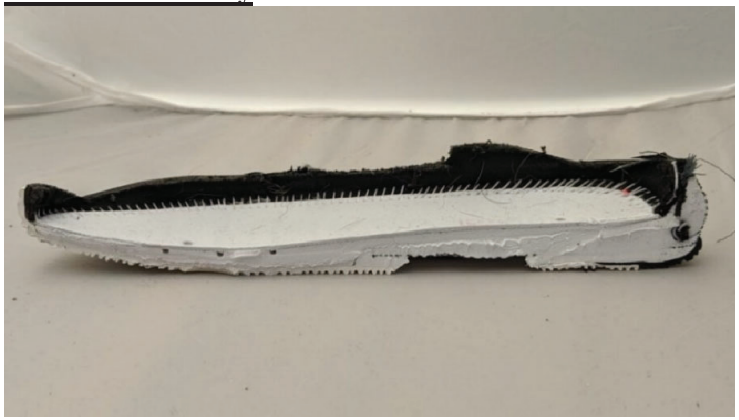
To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

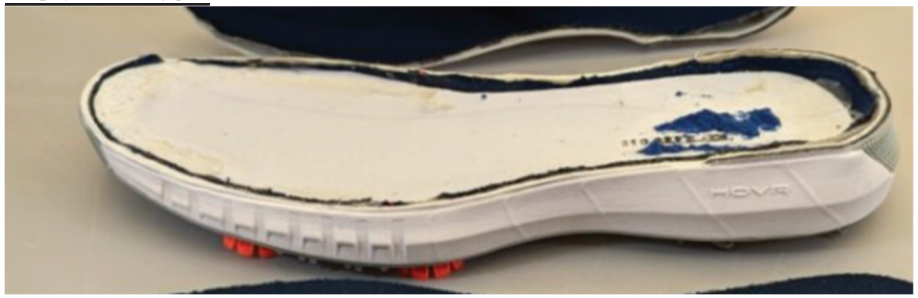
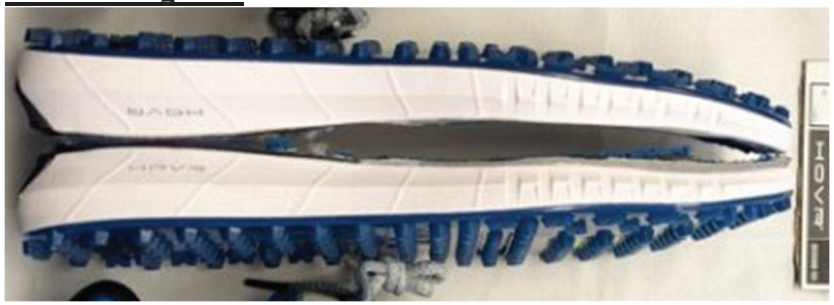
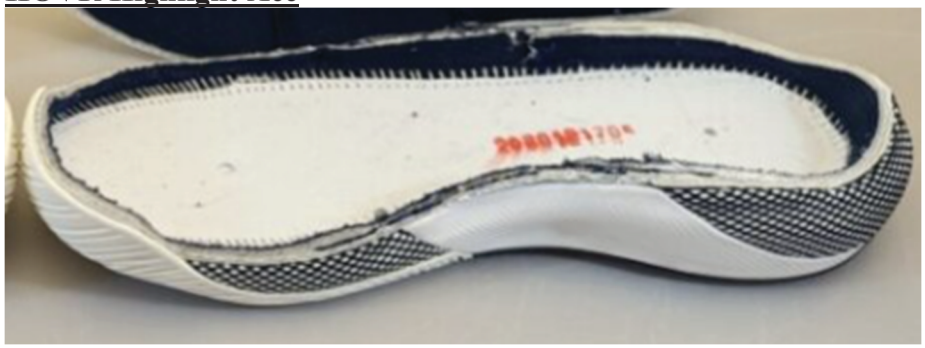
Claim	Exemplary Evidence of Infringement
2. The athletic shoe of claim 1, wherein the forefoot section comprises: a mid-foot section; and a toe section proximal to the mid-foot section.	In the Accused Products, the forefoot section comprises a mid-foot section, and a toe section proximal to the mid-foot section. For example, in the HOVR Drive has a mid-foot section and a toe section proximal to the mid-foot section, as shown below. 

Claim	Exemplary Evidence of Infringement
	The other Accused Products similarly also have the forefoot section comprises a mid-foot section, and a toe section proximal to the mid-foot section. **Charged Curry**  **Curry 10** 

Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7** 

Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City** 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2  **HOVR Forge RC**  **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

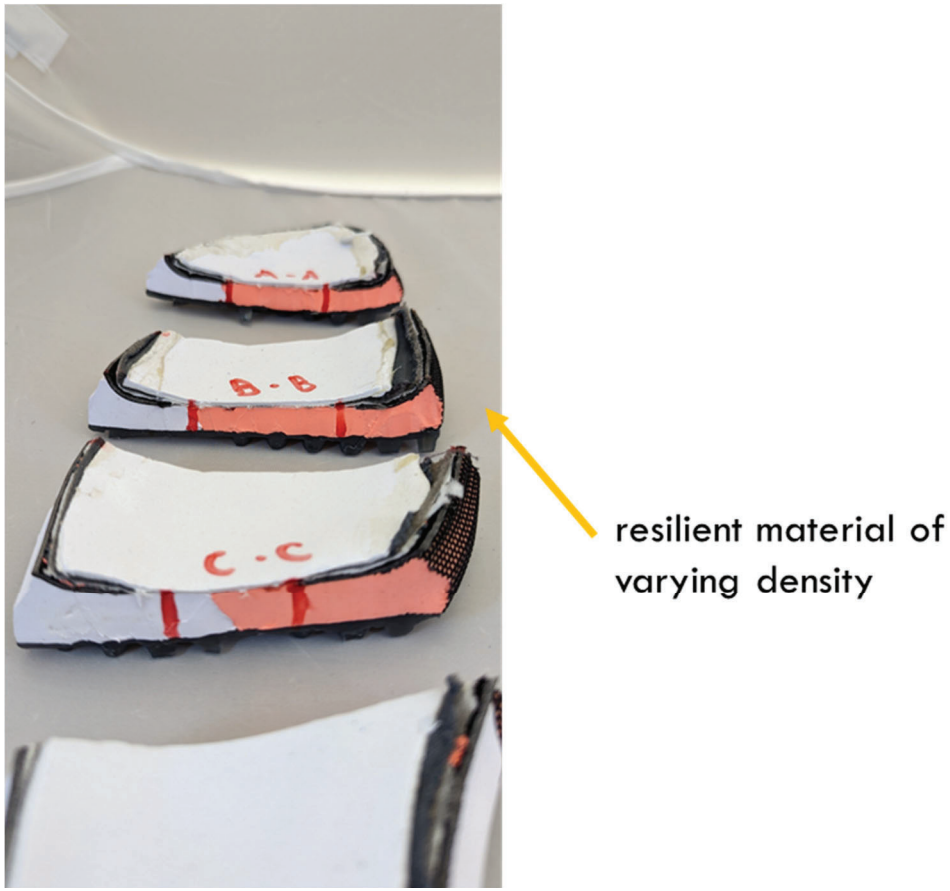
Claim	Exemplary Evidence of Infringement
3. The athletic shoe of claim 1, wherein the second material comprises: a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor.	In the Accused Products, the forefoot section comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. For example, in the HOVR Drive, the forefoot section comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. The forefoot platform has varying density, with a reading of 65 near the outer edge and of 43 near the inner edge. outer edge durometer at AA = 65  inner edge durometer at AA = 43 resilient material of varying density -

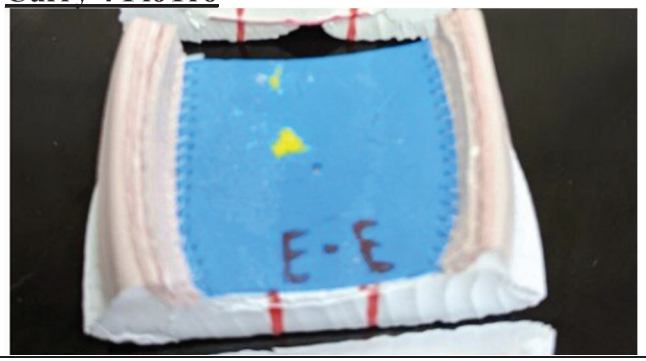
Claim	Exemplary Evidence of Infringement

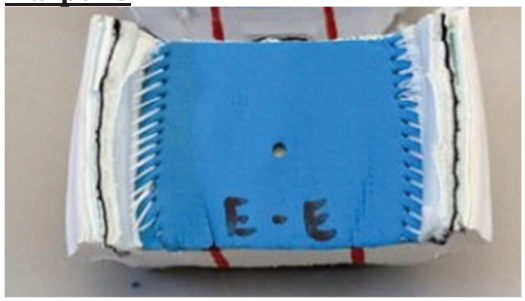
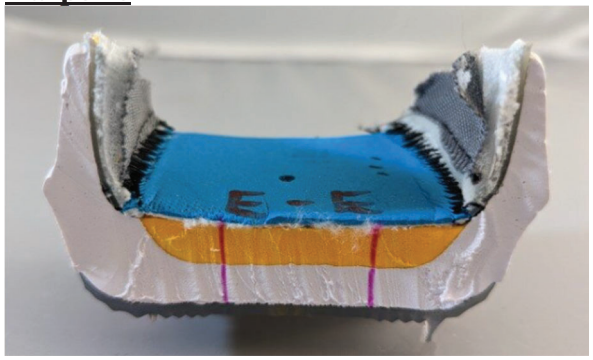
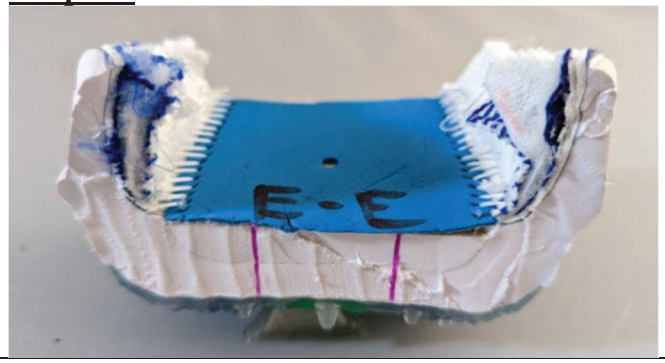
The other Accused Products similarly also have the forefoot section comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. The durometer reading at the outer edge of the sole section and the inner edge of the sole section for each of the Accused Products is shown below.

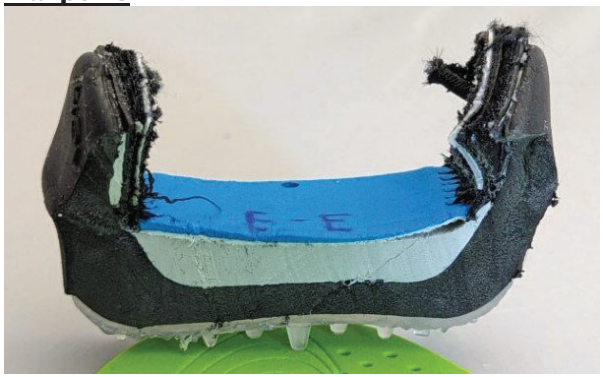
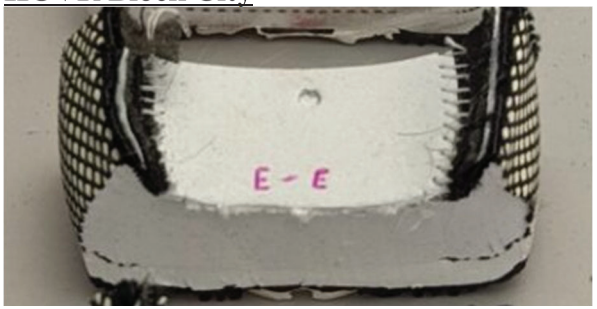
Accused Product	Inner Durometer	Outer Durometer
Charged Curry	69	74
Curry 10	47	54
Curry 4 FloTro	43	52
Harper 5	52	64
Harper 6	43	59
Harper 7	56	64
Harper 8	45	54
HOVR Block City	32	44
HOVR Drive 2	55	64
HOVR Forge RC	32	66
HOVR Highlight Ace	45	70
HOVR Show GTX	19	43
Spieth 4	62	72

To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

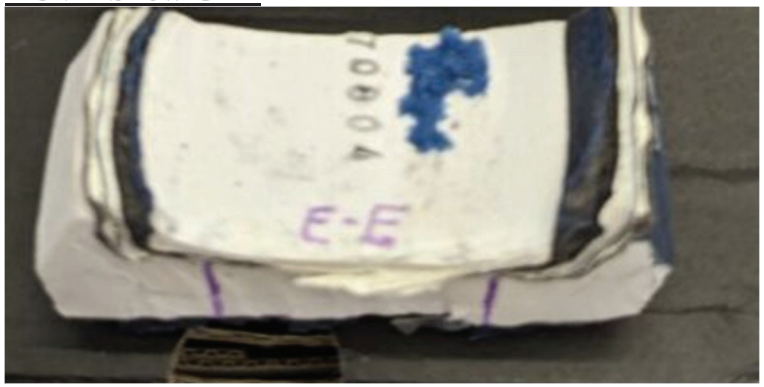
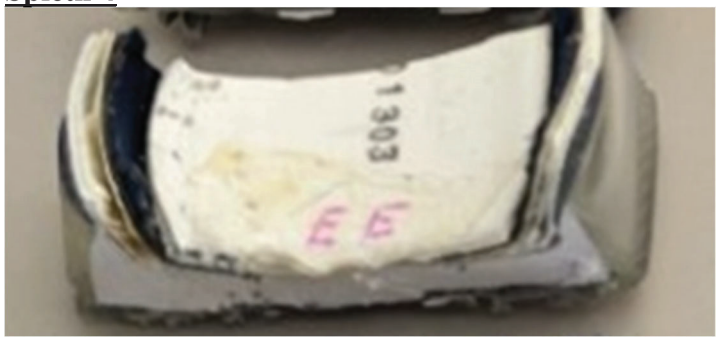
Claim	Exemplary Evidence of Infringement
4. The athletic shoe of claim 3, wherein the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material.	In the Accused Products, the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material. For example, the HOVR Drive has a resilient material comprised of rubber, gel, foam, or synthetic material.  The other Accused Products similarly also have the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material.

Claim	Exemplary Evidence of Infringement
	Charged Curry  **Curry 10**  **Curry 4 FloTro** 

Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6**  **Harper 7** 

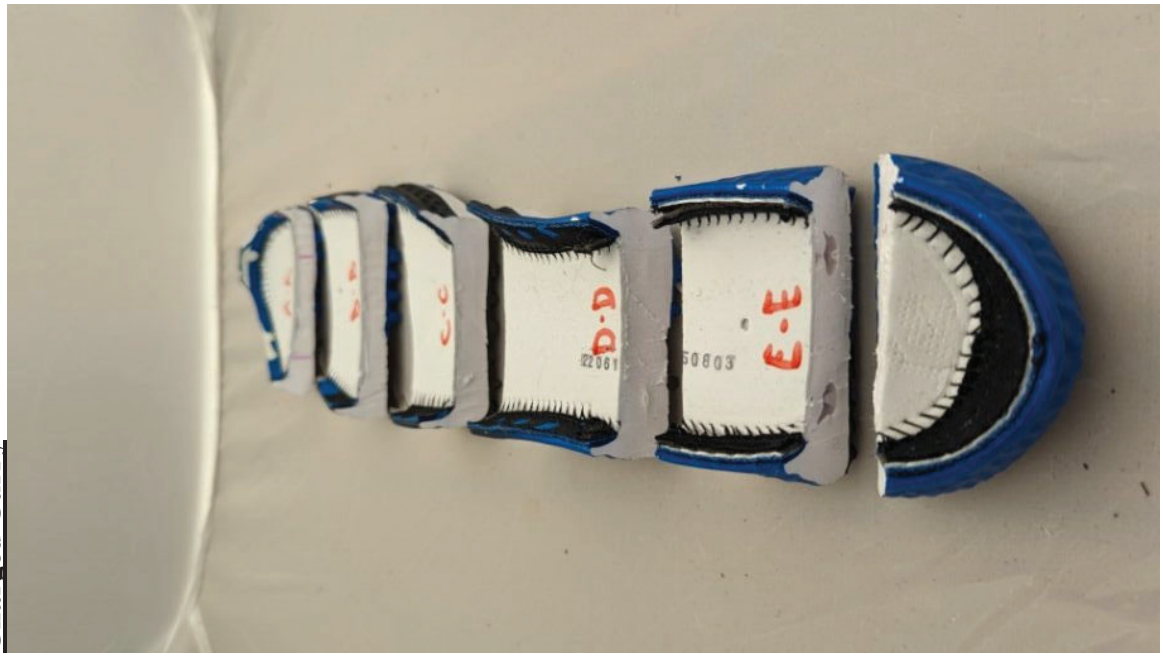
Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City**  **HOVR Drive 2** 

Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

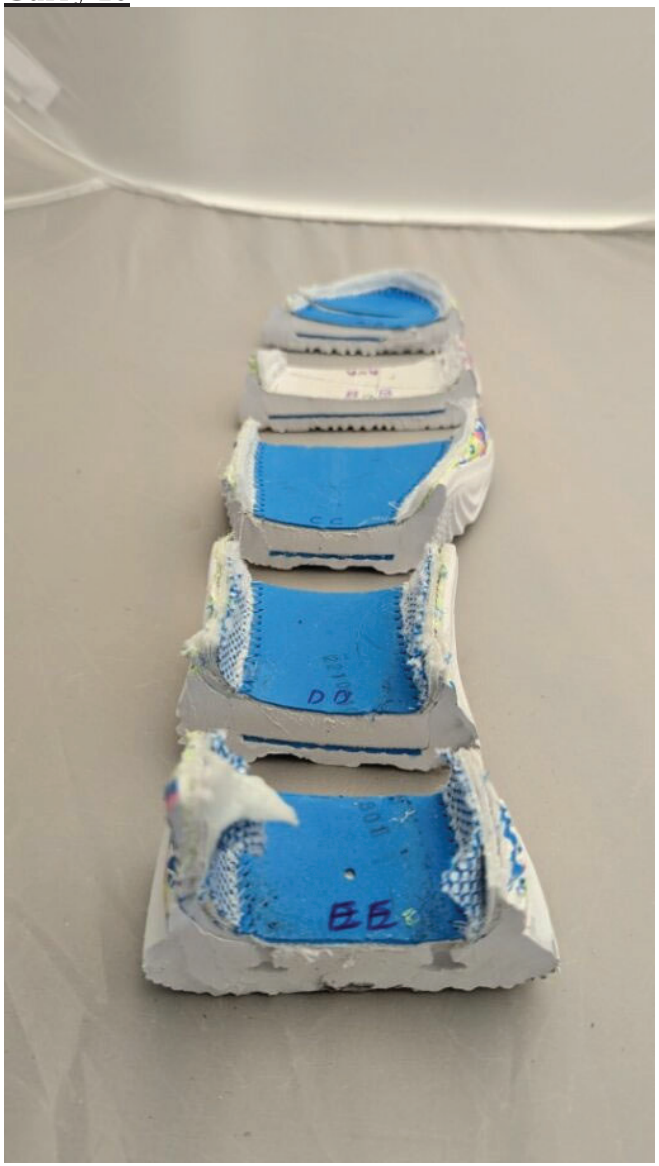
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

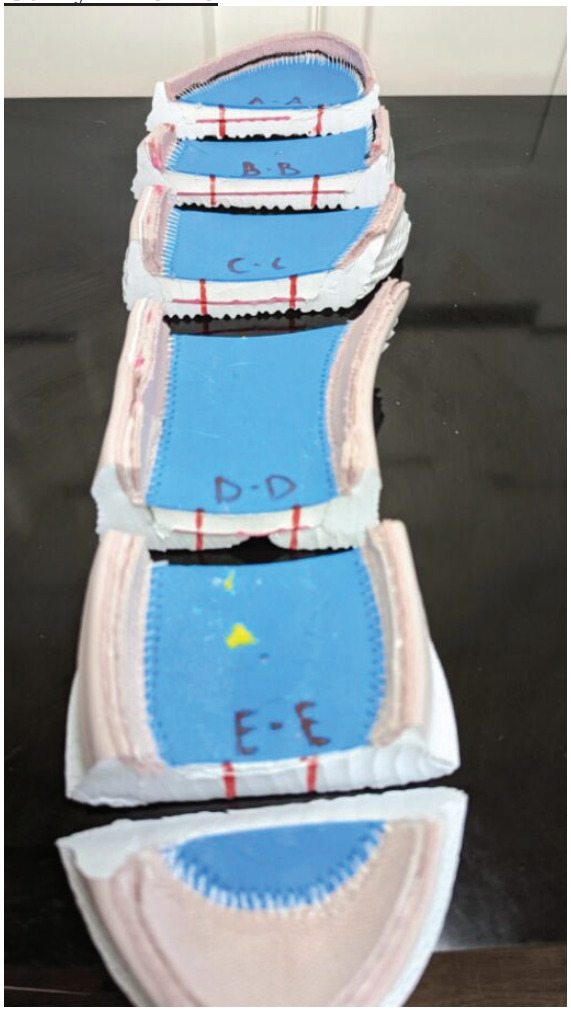
Claim	Exemplary Evidence of Infringement
5. The athletic shoe of claim 1, wherein the second material comprises: a plurality of material configured to provide a shape of the forefoot platform and to provide the gradient compression factor.	In the Accused Products, the forefoot section comprises a plurality of material configured to provide a shape of the forefoot platform and to provide the gradient compression fact. For example, the HOVR Drive has a forefoot section comprising a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor. This is shown below.  The other Accused Products similarly also have a forefoot section comprising a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor.

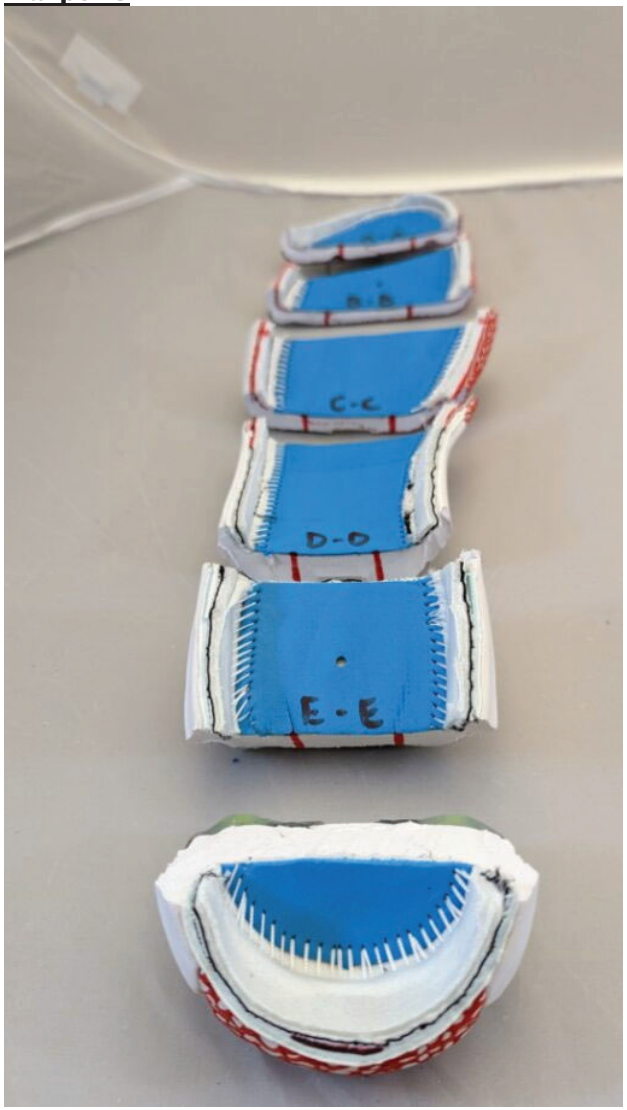
Charged Curry

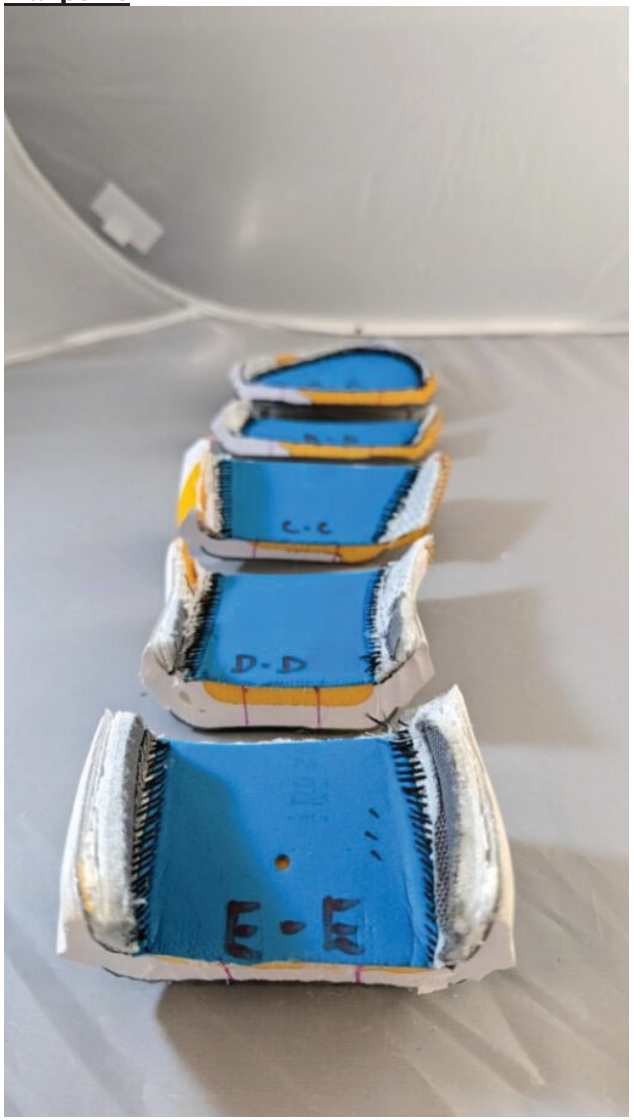


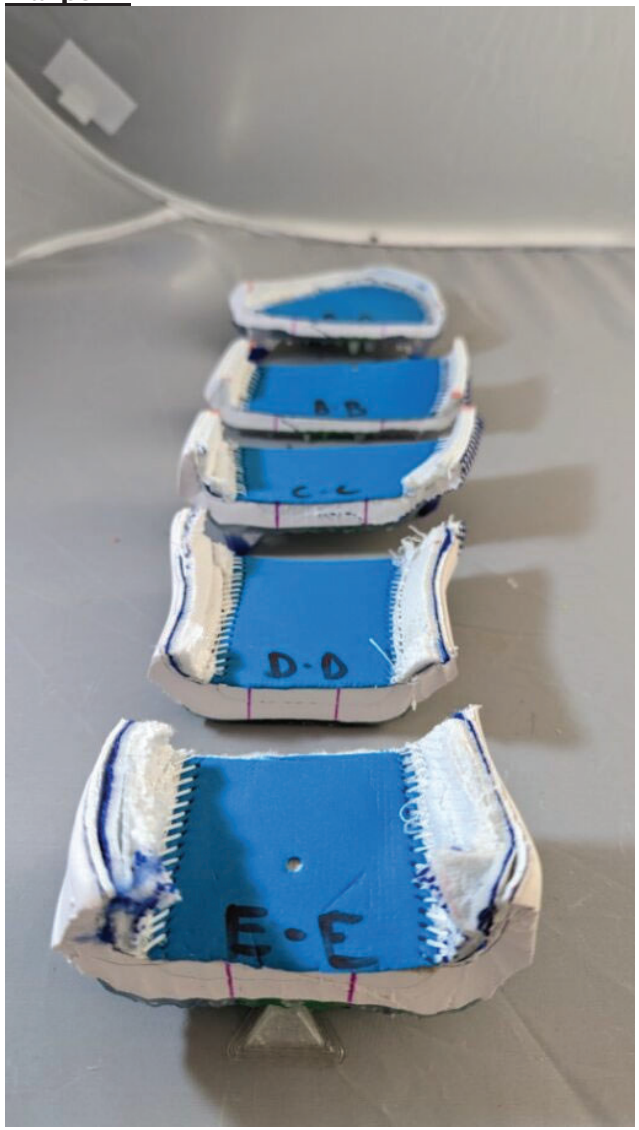
Curry 10

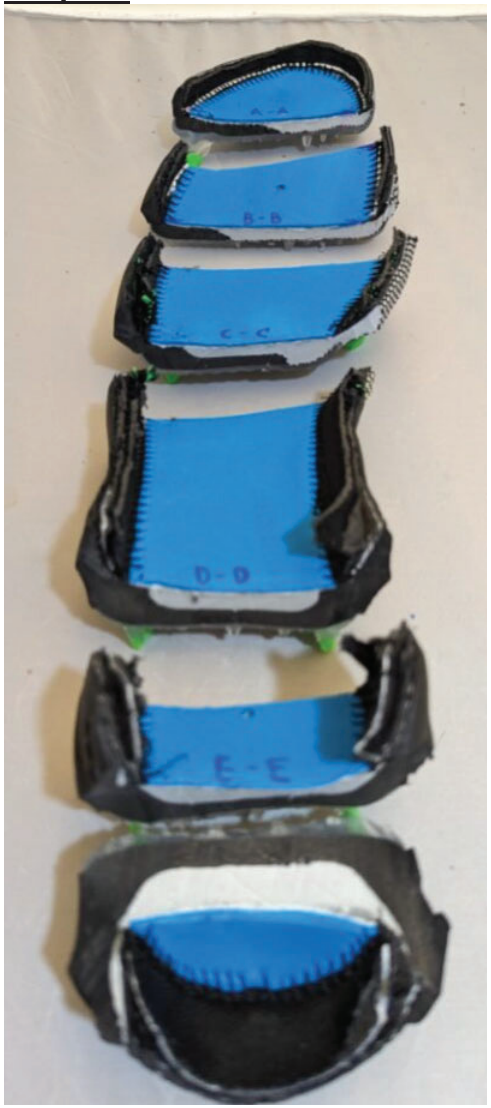


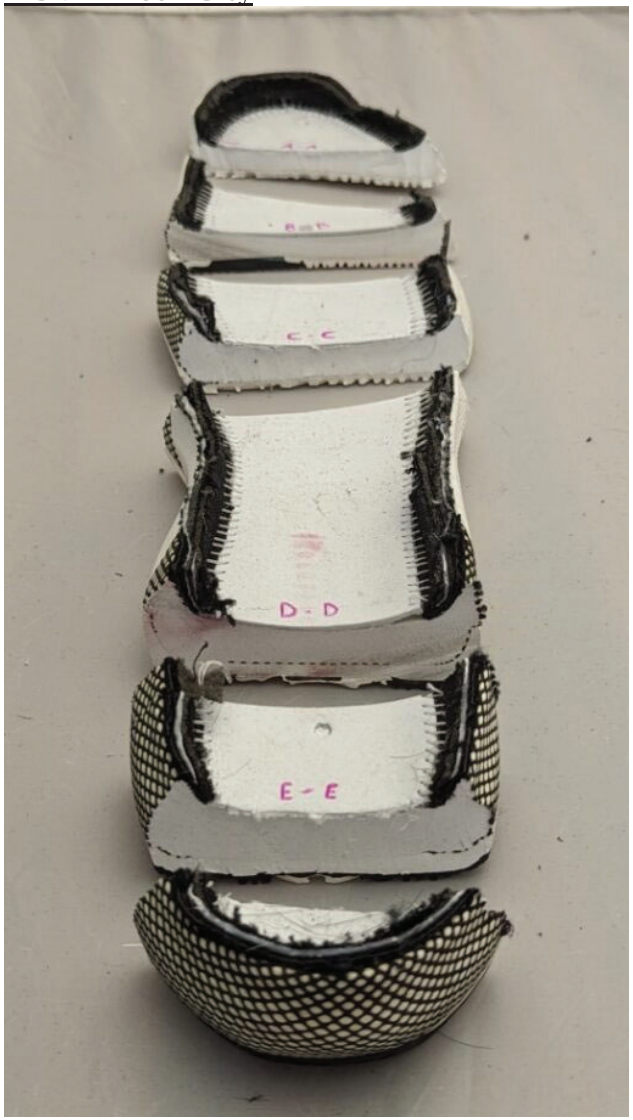
Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro 

Claim	Exemplary Evidence of Infringement
	Harper 5 

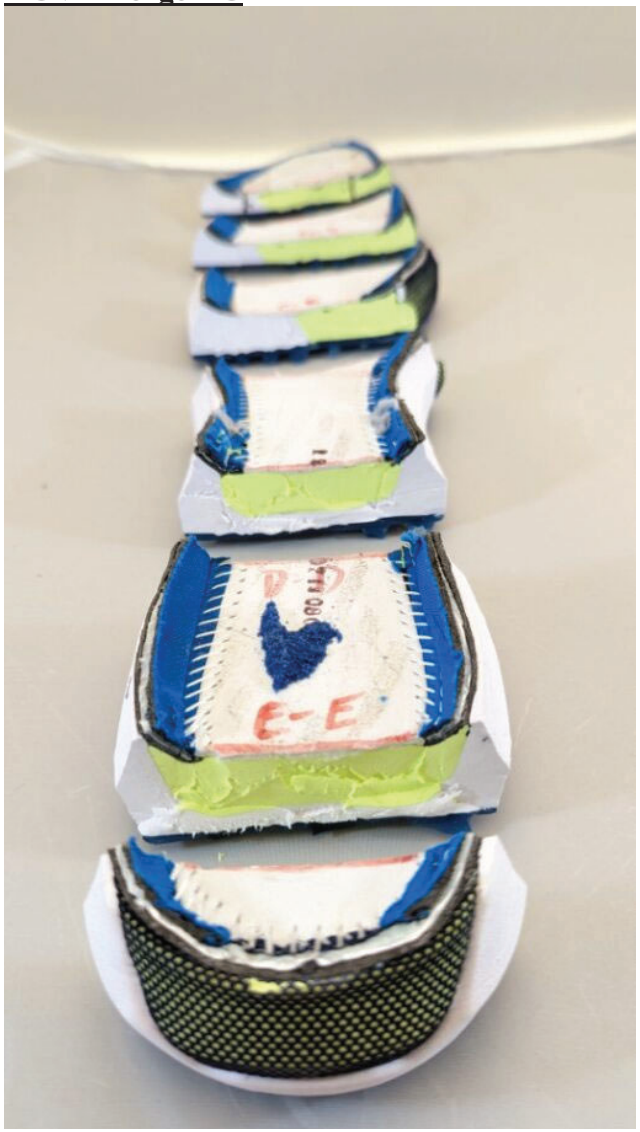
Claim	Exemplary Evidence of Infringement
	Harper 6 

Claim	Exemplary Evidence of Infringement
	Harper 7 

Claim	Exemplary Evidence of Infringement
	Harper 8 

Claim	Exemplary Evidence of Infringement
	HOVR Block City 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2 

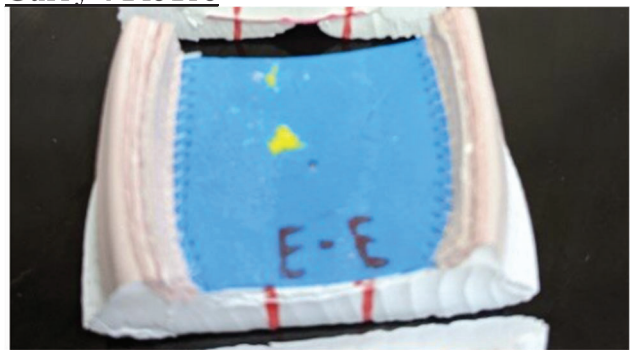
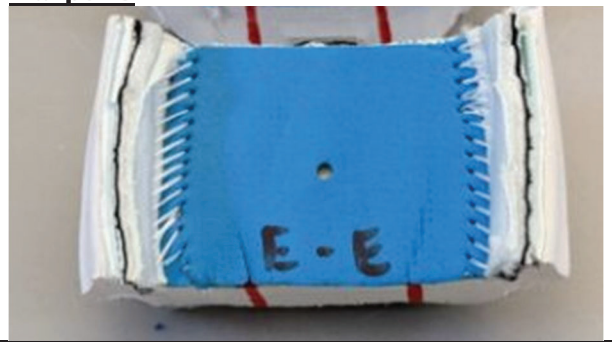
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC 

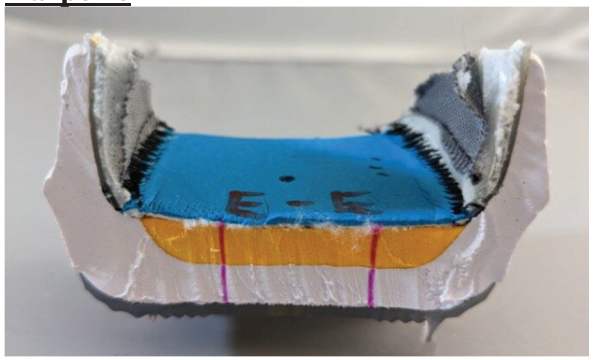
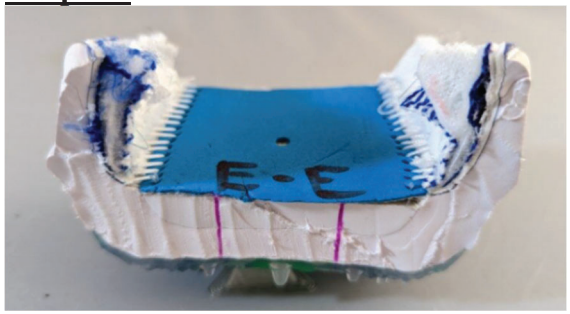
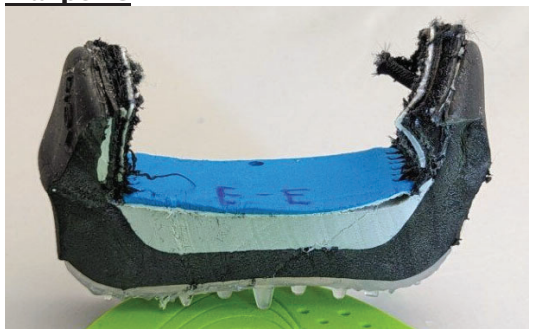
Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace 

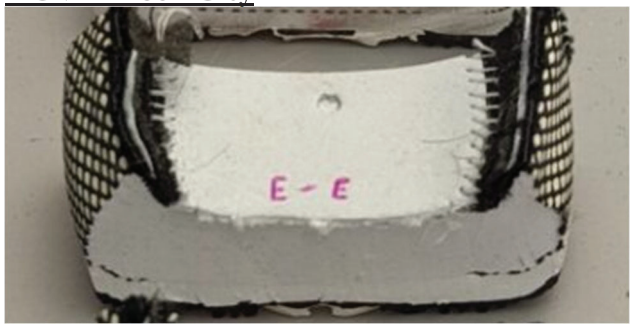
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX 

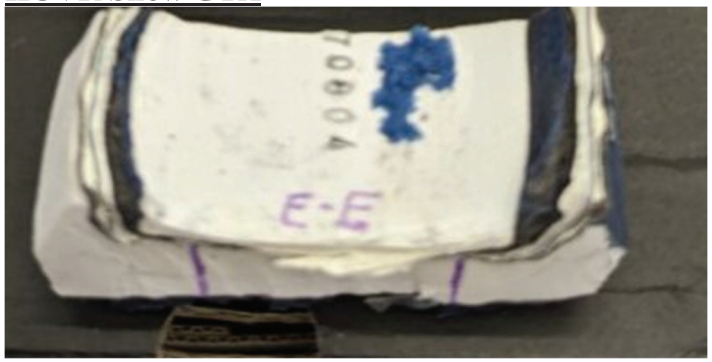
Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

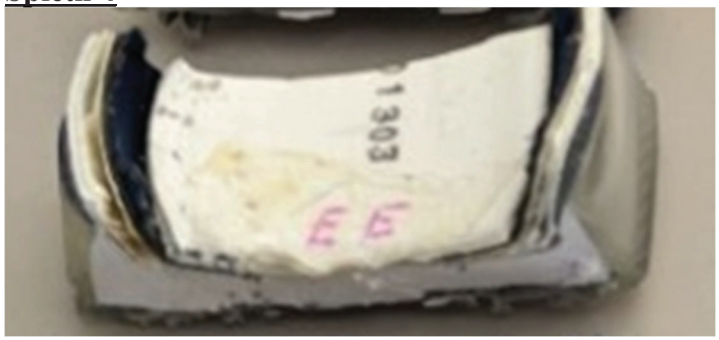
Claim	Exemplary Evidence of Infringement
7. The athletic shoe of claim 1, wherein the heel platform further comprises: the first material having a first compression factor.	In the Accused Products, the heel platform comprises the first material having a first compression factor. For example, the HOVR Drive heel platform is comprised of a first material having a first compression factor.  The other Accused Products similarly also have the heel platform comprises the first material having a first compression factor. **Charged Curry** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro**  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7**  **Harper 8** 

Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2**  **HOVR Forge RC** 

Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace  **HOVR Show GTX** 

Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

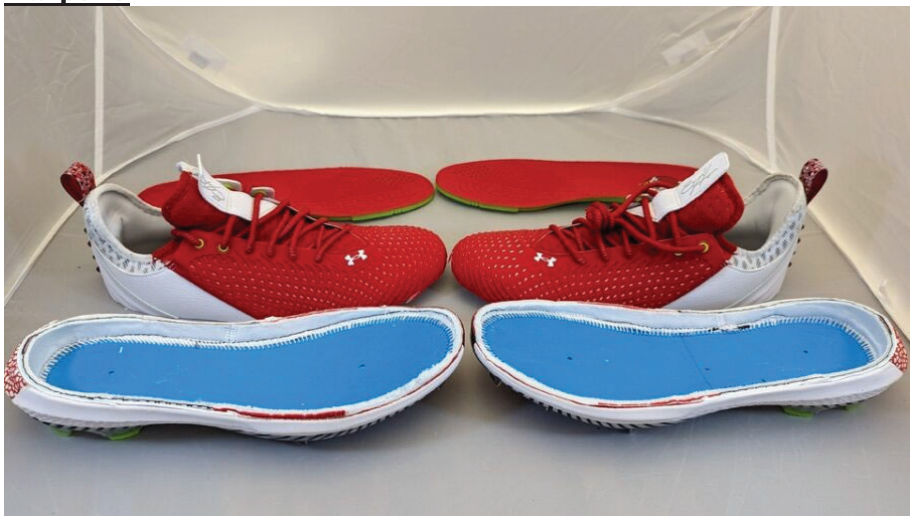
Claim	Exemplary Evidence of Infringement
9. The athletic shoe of claim 1, wherein the sole section comprises one or more of: an insole; a mid-sole; and an out-sole.	In the Accused Products, the sole section comprises one or more of: an insole; a mid-sole; and an out-sole. For example, in the HOVR Drive, the sole section comprises one or more of an insole, a mid-sole, and an out-sole, as shown below.  The other Accused Products similarly also have the sole section comprises one or more of: an insole; a mid-sole; and an out-sole.

Charged Curry



Curry 10



Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7** 

Claim	Exemplary Evidence of Infringement
	Harper 8   **HOVR Block City**

Claim	Exemplary Evidence of Infringement
	 **HOVR Drive 2**  **HOVR Forge RC**

Claim	Exemplary Evidence of Infringement
	 **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**

Claim	Exemplary Evidence of Infringement
	 To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
10[pre]: An athletic shoe comprises:	To the extent the preamble is limiting, each of the Accused Products is an athletic shoe. For example, the Under Armour HOVR Drive Shoes ("HOVR Drive") is an athletic shoe.  The other Accused Products are similarly also athletic shoes. **<u>Charged Curry</u>** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro** 

Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6** 

Claim	Exemplary Evidence of Infringement
	Harper 7  **Harper 8** 

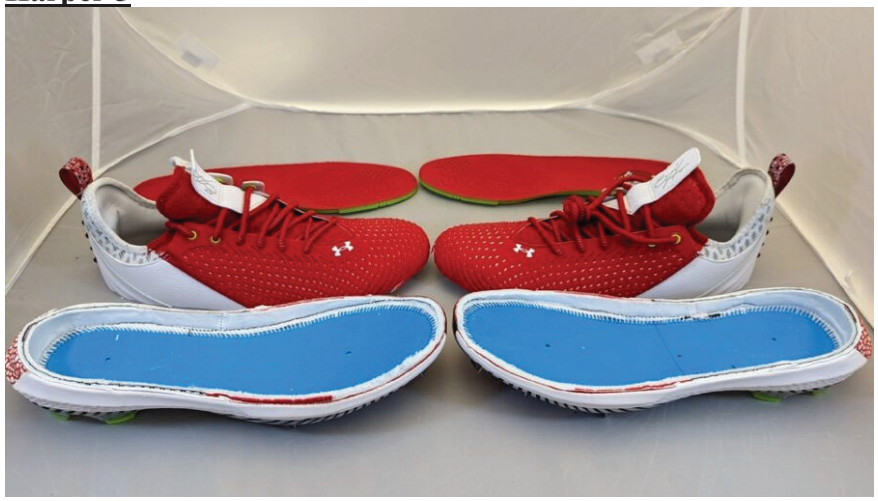
Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2** 

Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
10[a]: an upper section; and a sole section coupled to the upper section,	The Accused Products each have an upper section and a sole section coupled to the upper section. For example, the HOVR Drive has an upper section and a sole section coupled to the upper section, as shown below. The sole section is coupled to the upper section with stitching and glue.  The other Accused Products similarly also have an upper section and a sole section coupled to the upper section. **Charged Curry** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro** 

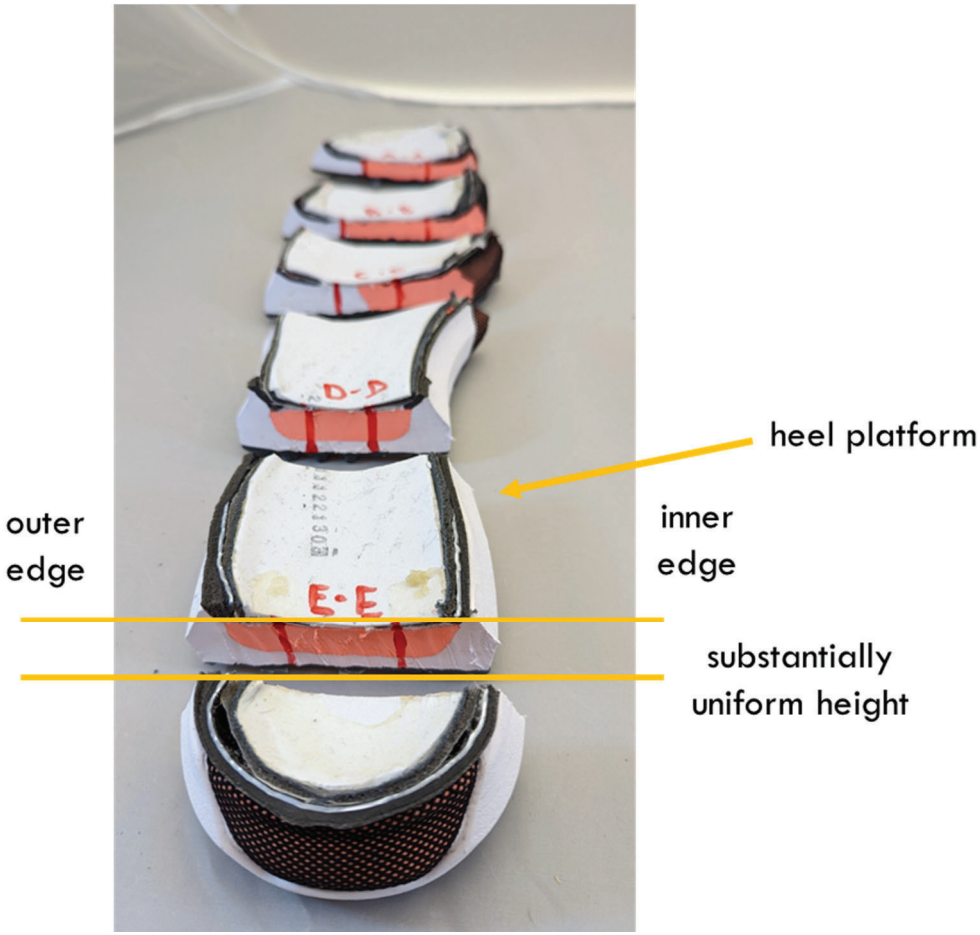
Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6** 

Claim	Exemplary Evidence of Infringement
	Harper 7  **Harper 8** 

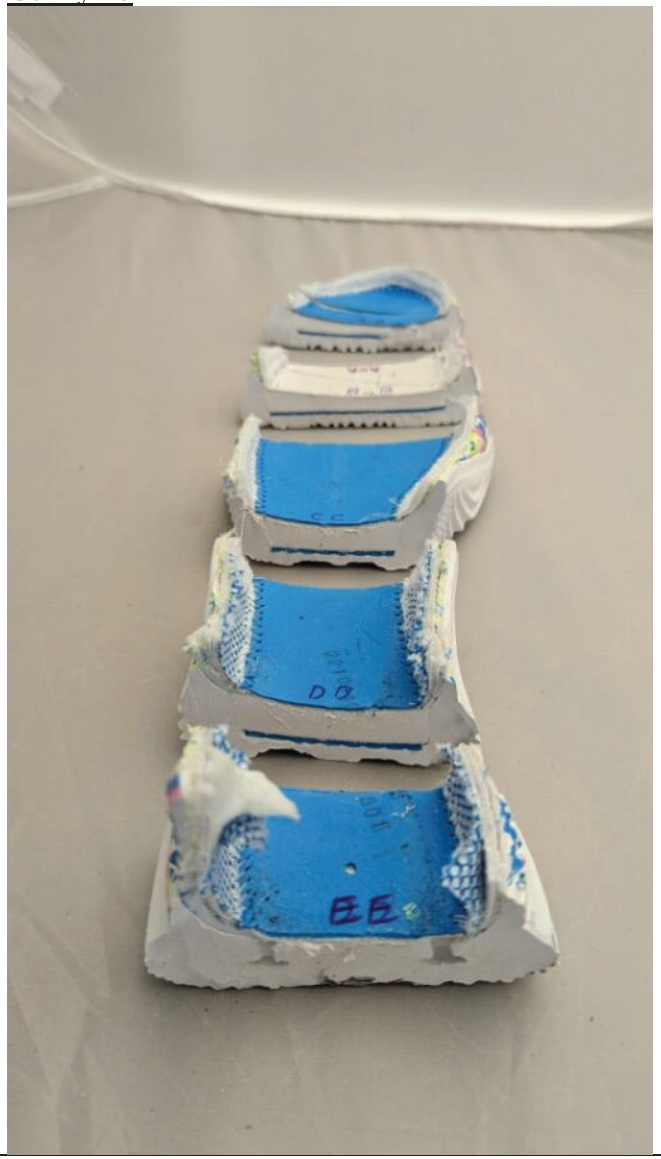
Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2** 

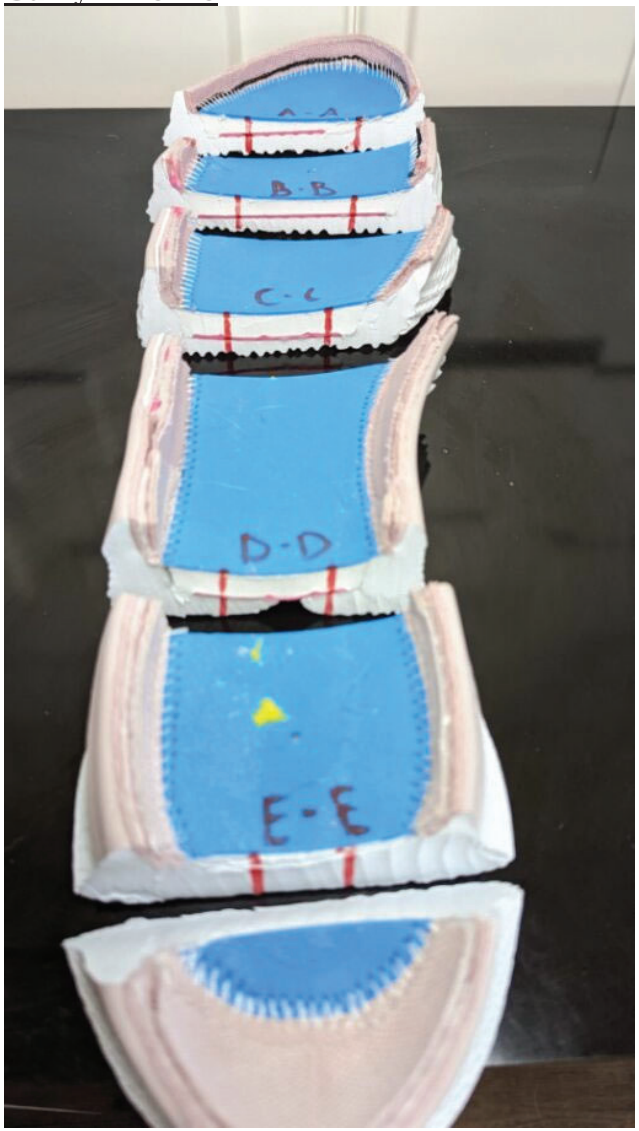
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

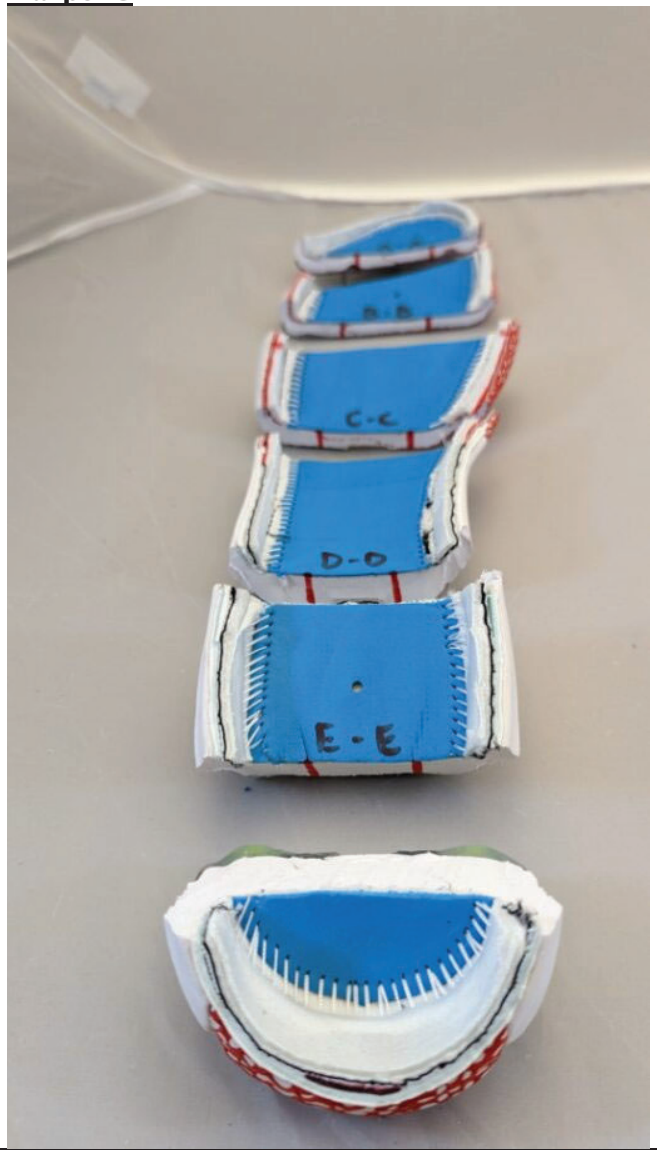
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
10[b]: wherein the sole section includes: a heel platform having a first height that is substantial uniform from an inner edge of the sole section to an outer edge of the sole section,	In the Accused Products, the sole section includes a heel platform having a first height that is substantial uniform from an inner edge of the sole section to an outer edge of the sole section. For example, the HOVR Drive has a heel platform with a substantial uniform height from the inner edge to the outer edge, as shown below. 

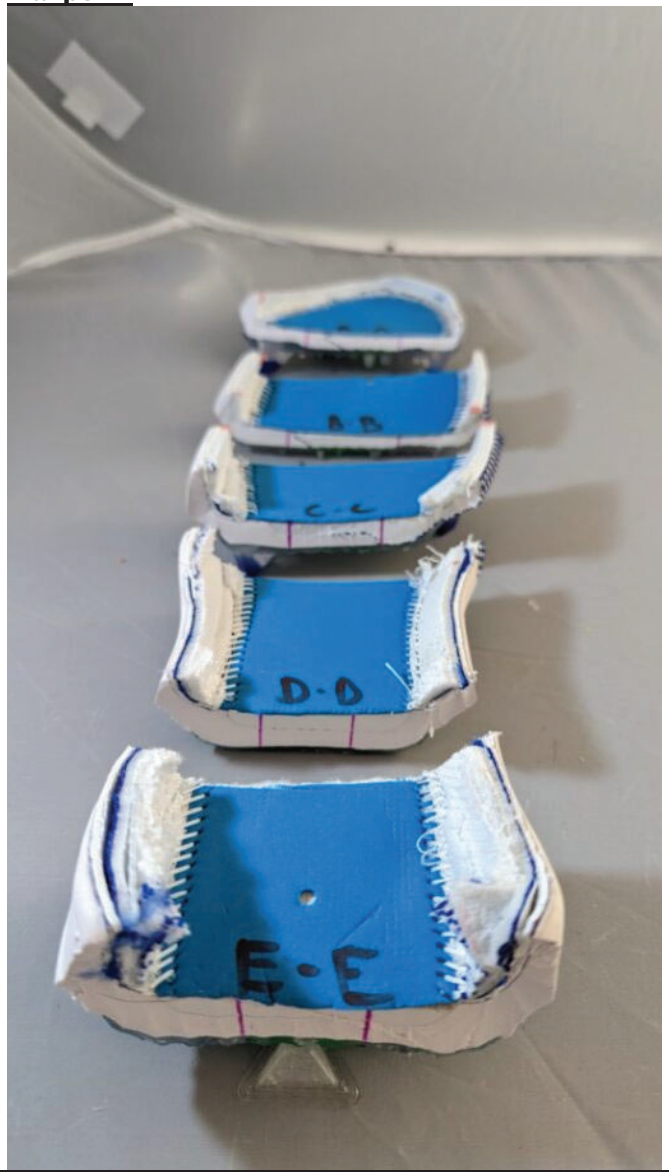
Claim	Exemplary Evidence of Infringement
	The other Accused Products similarly also have a heel platform with a substantial uniform height from the inner edge to the outer edge. **Charged Curry** 

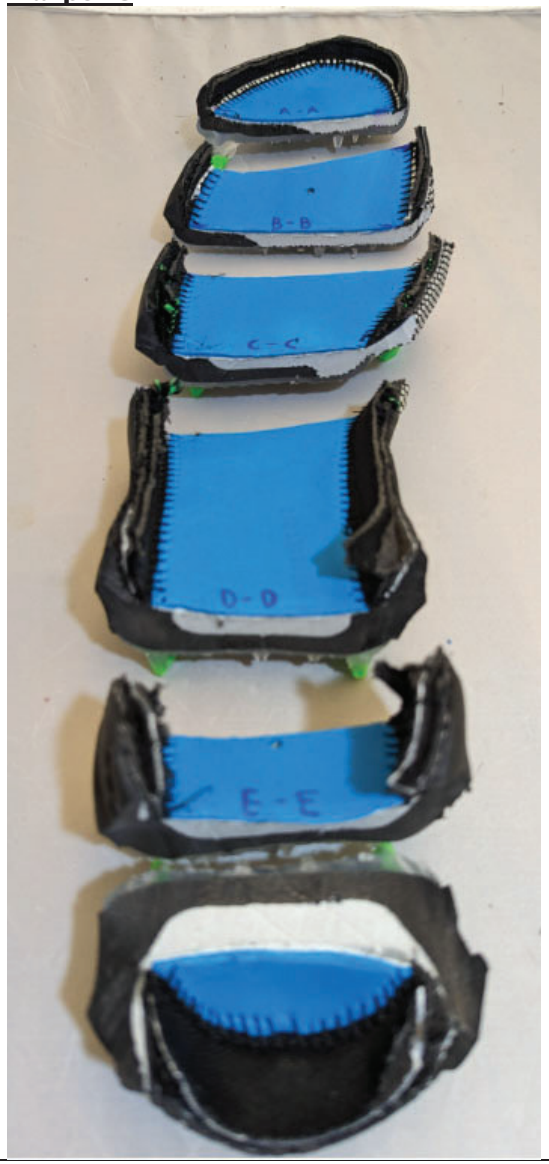
Claim	Exemplary Evidence of Infringement
	Curry 10 

Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro 

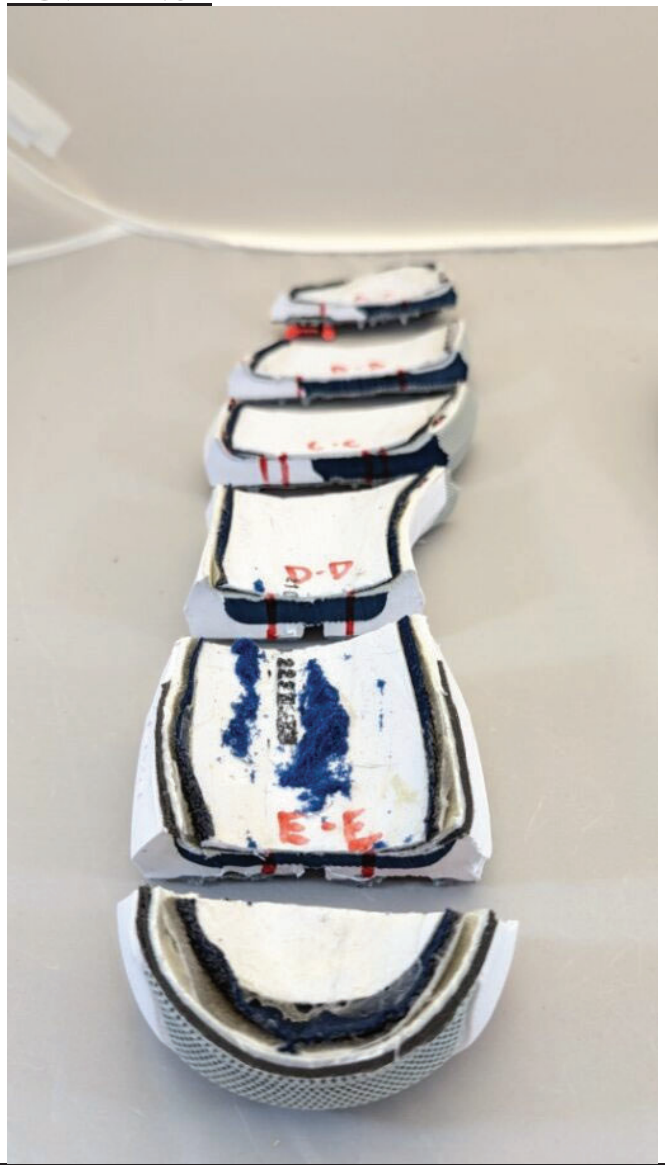
Claim	Exemplary Evidence of Infringement
	Harper 5 

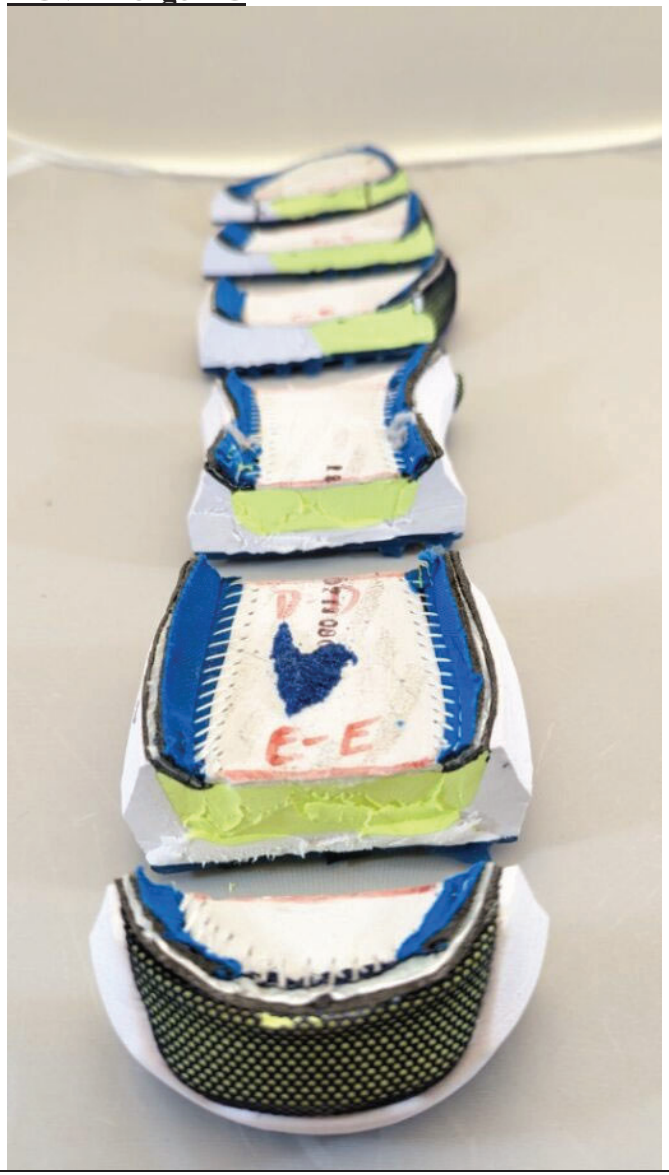
Claim	Exemplary Evidence of Infringement
	Harper 6 

Claim	Exemplary Evidence of Infringement
	Harper 7 

Claim	Exemplary Evidence of Infringement
	Harper 8 

Claim	Exemplary Evidence of Infringement
	HOVR Block City 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2 

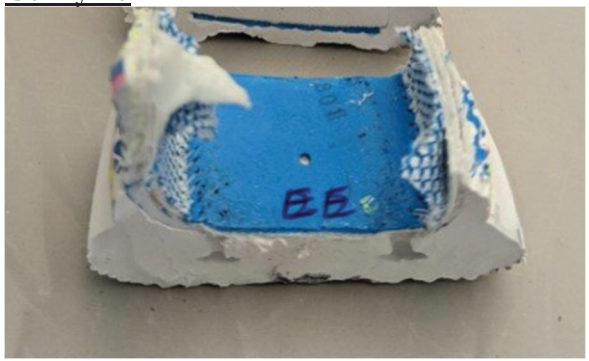
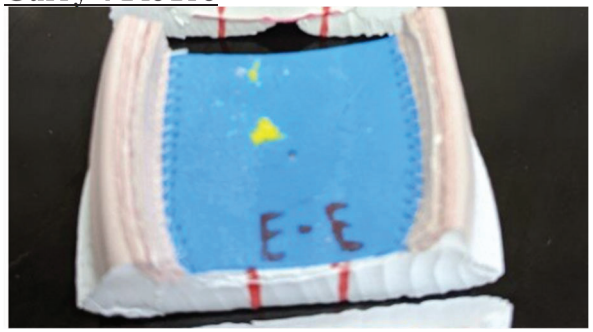
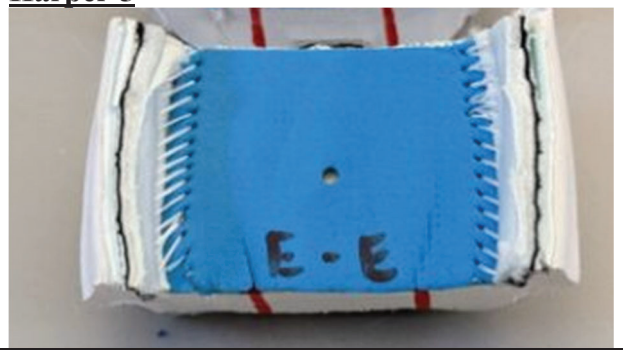
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC 

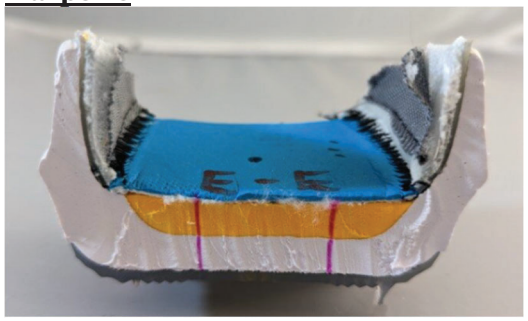
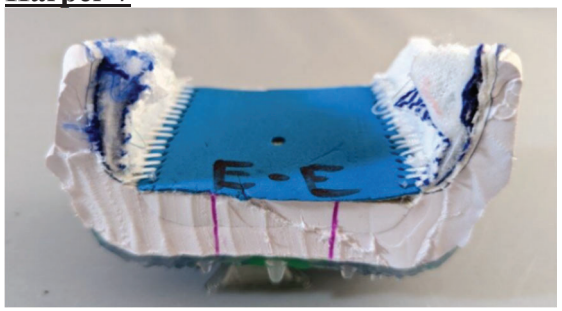
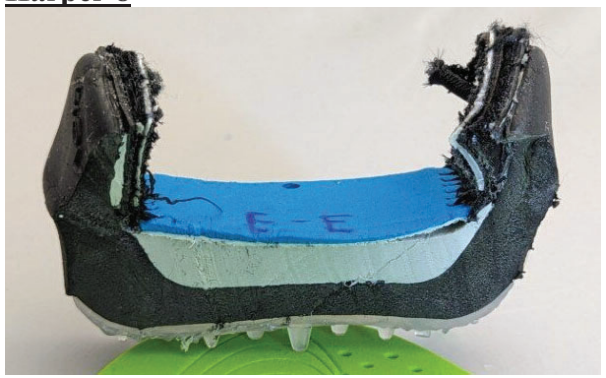
Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace 

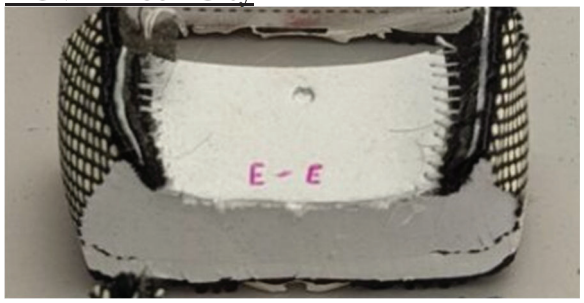
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX 

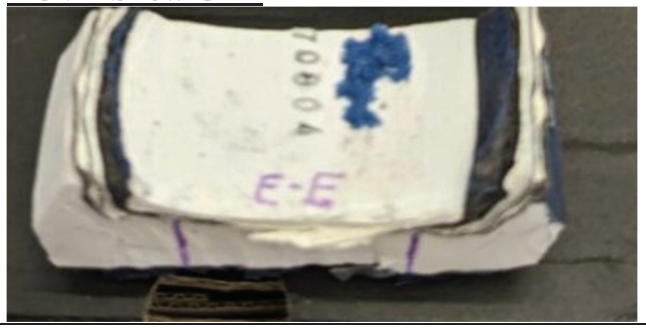
Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

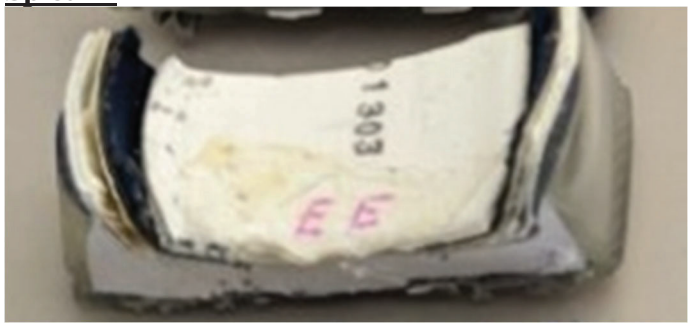
Claim	Exemplary Evidence of Infringement
10[c]: wherein the heel platform is constructed of a first material;	The Accused Products have a heel platform that is constructed of a first material. For example, the HOVR Drive has a heel platform that is constructed of a first material.  The other Accused Products similarly also have a heel platform that is constructed of a first material. **Charged Curry** 

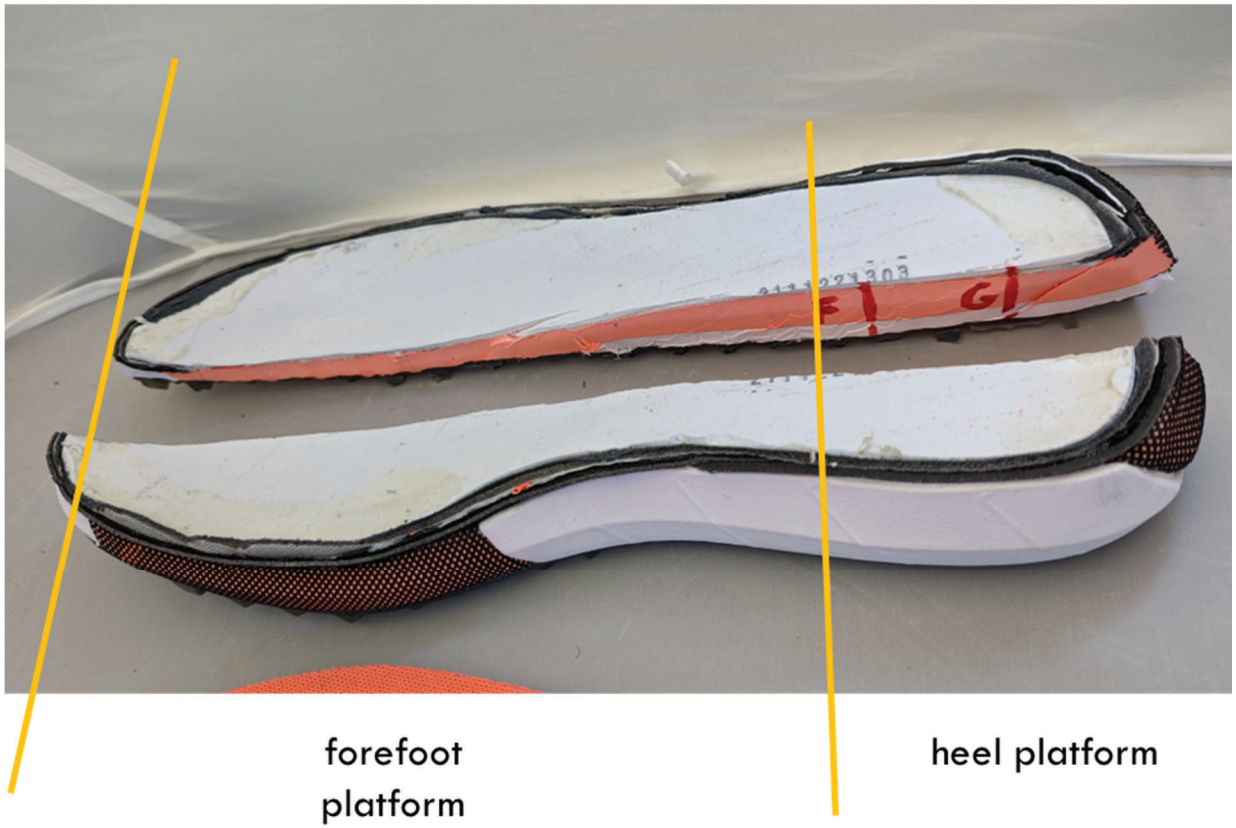
Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro**  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7**  **Harper 8** 

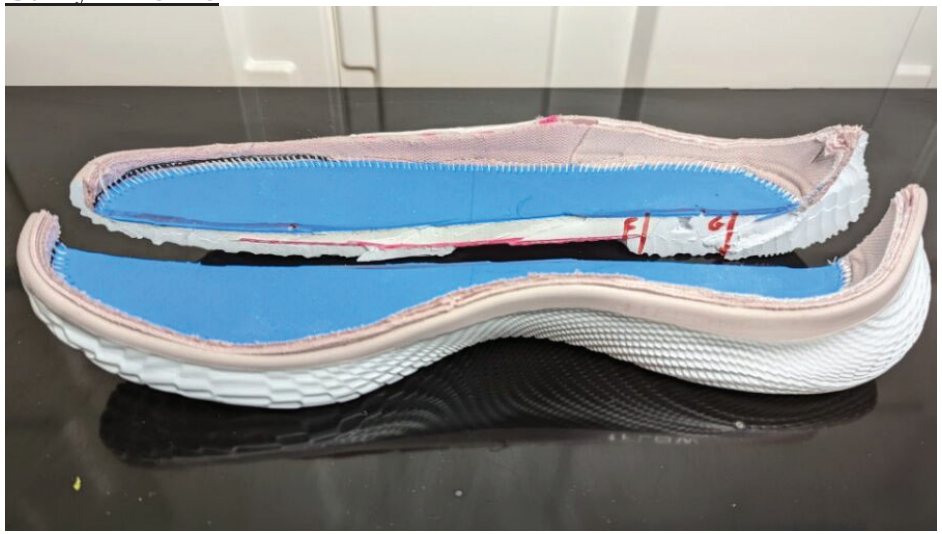
Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2**  **HOVR Forge RC** 

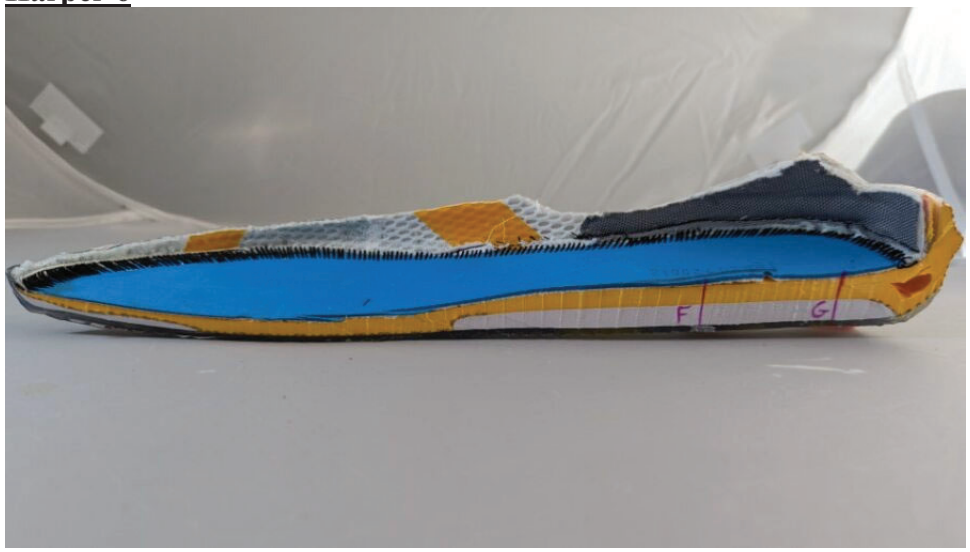
Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace  **HOVR Show GTX** 

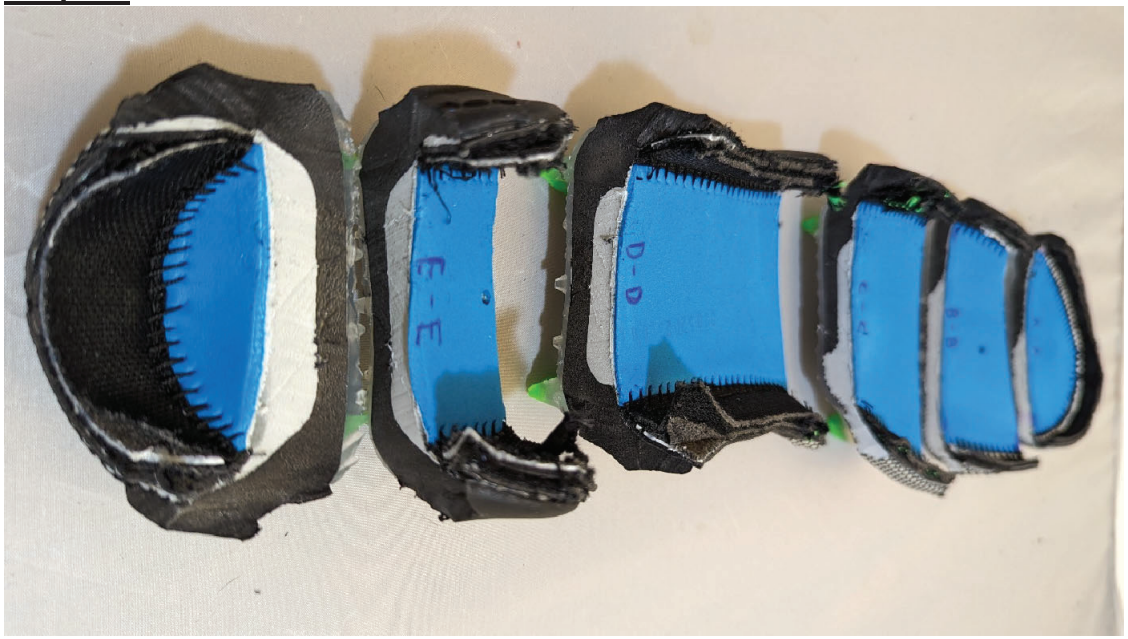
Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

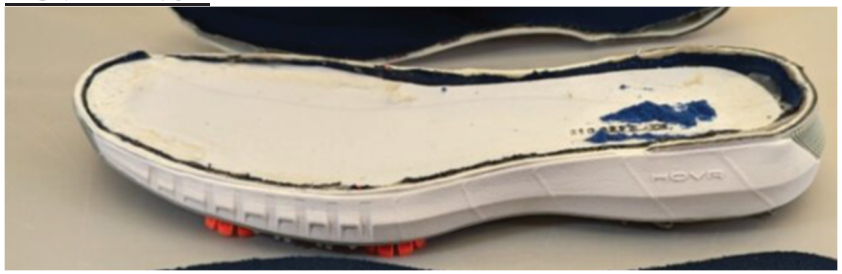
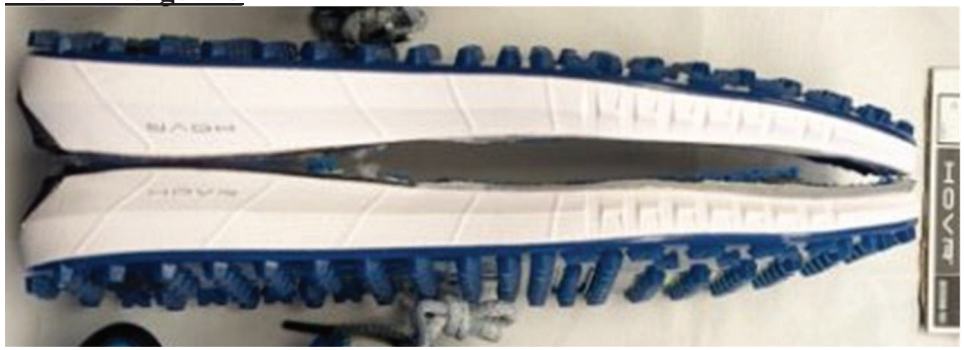
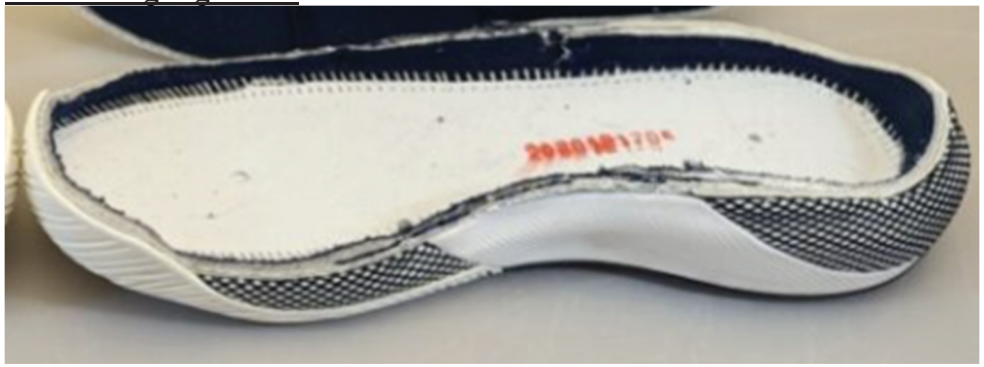
Claim	Exemplary Evidence of Infringement
10[d]: and a forefoot platform juxtaposed to the heel platform,	The Accused Products have a forefoot platform juxtaposed to the heel platform. For example, the HOVR Drive has a forefoot platform juxtaposed to the heel platform, as shown below.  The other Accused Products similarly also have a forefoot platform juxtaposed to the heel platform.

Claim	Exemplary Evidence of Infringement
	Charged Curry  **Curry 10** 

Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7** 

Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City** 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2  **HOVR Forge RC**  **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

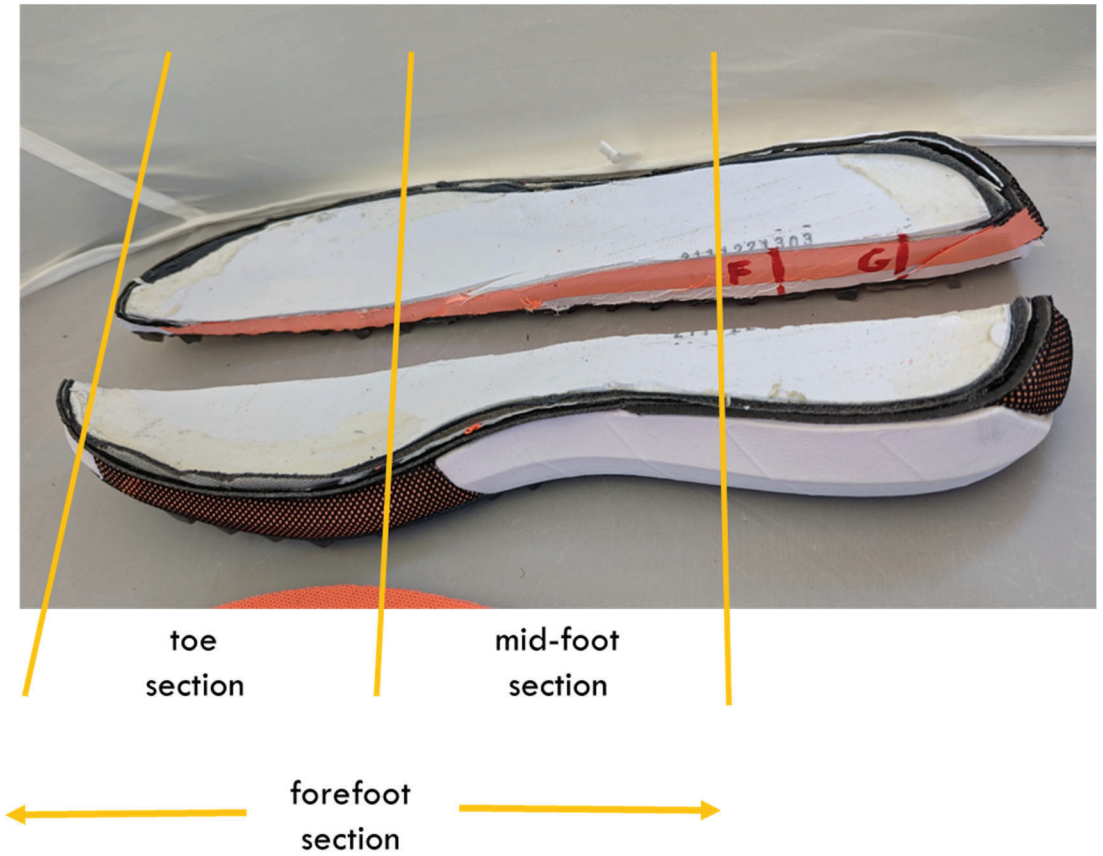
Claim	Exemplary Evidence of Infringement
10[e]: wherein the forefoot platform is constructed to have a first level of compression proximal to the outer edge of the shoe and a second level of compression proximal to an inner edge of the shoe, wherein the second level of compression is greater than the first level of compression.	The Accused Products have a forefoot platform that is constructed to have a first level of compression proximal to the outer edge of the shoe and a second level of compression proximal to an inner edge of the shoe, wherein the second level of compression is greater than the first level of compression. For example, the HOVR Drive has a forefoot platform has a first level of compression proximal to the outer edge of the shoe and a second level of compression proximal to an inner edge of the shoe. The forefoot platform compresses to a durometer reading of 65 near the outer edge and compresses to a durometer reading of 43 near the inner edge. A lower durometer reading means the material is more compressible, so the second level of compression is greater than the first level of compression. outer edge durometer at AA = 65  inner edge durometer at AA = 43

Claim	Exemplary Evidence of Infringement

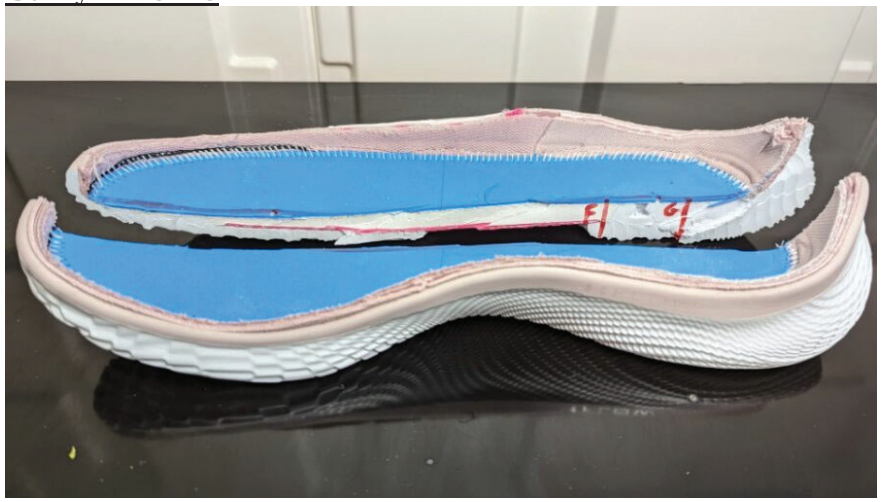
The other Accused Products similarly also have a forefoot platform that is constructed to have a first level of compression proximal to the outer edge of the shoe and a second level of compression proximal to an inner edge of the shoe, wherein the second level of compression is greater than the first level of compression. The durometer reading at the outer edge of the sole section and the inner edge of the sole section for each of the Accused Products is shown below.

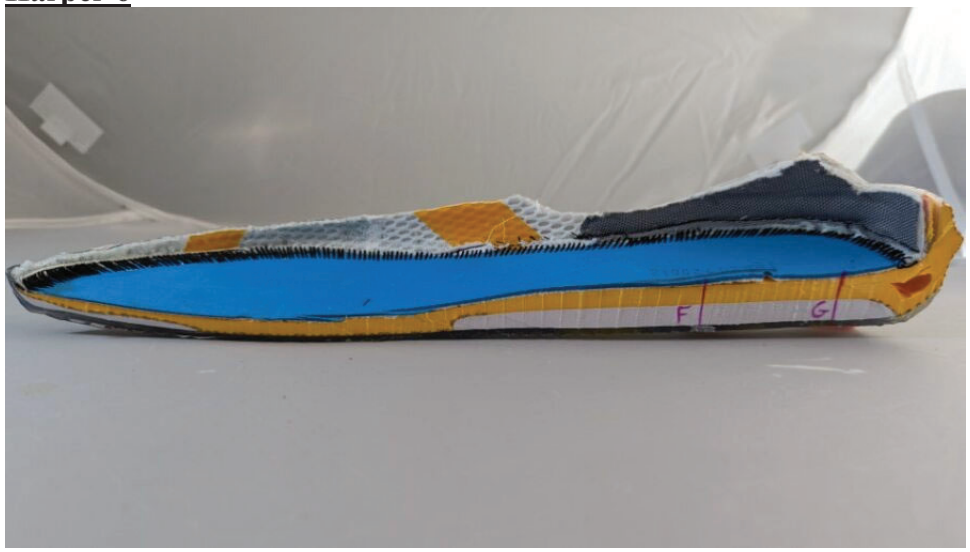
Accused Product	Inner Durometer	Outer Durometer
Charged Curry	69	74
Curry 10	47	54
Curry 4 FloTro	43	52
Harper 5	52	64
Harper 6	43	59
Harper 7	56	64
Harper 8	45	54
HOVR Block City	32	44
HOVR Drive 2	55	64
HOVR Forge RC	32	66
HOVR Highlight Ace	45	70
HOVR Show GTX	19	43
Spieth 4	62	72

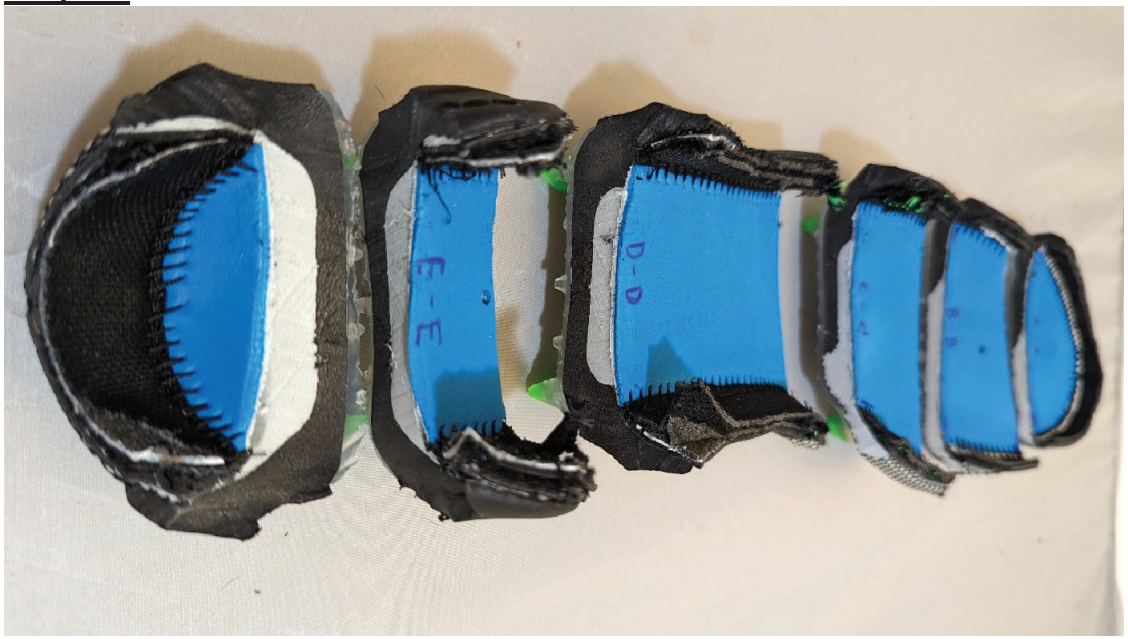
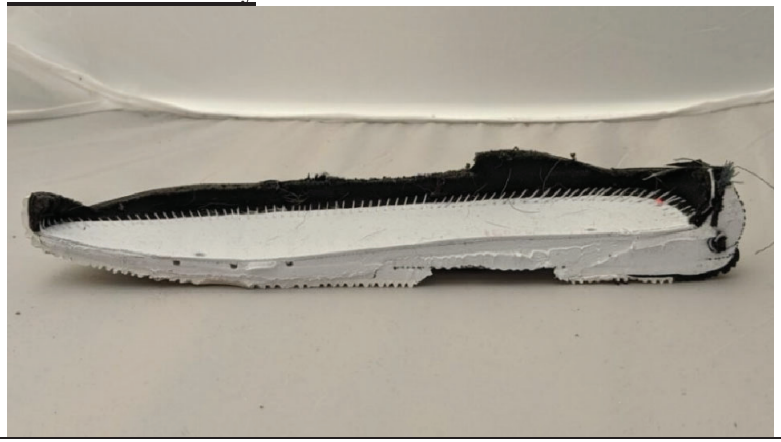
To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

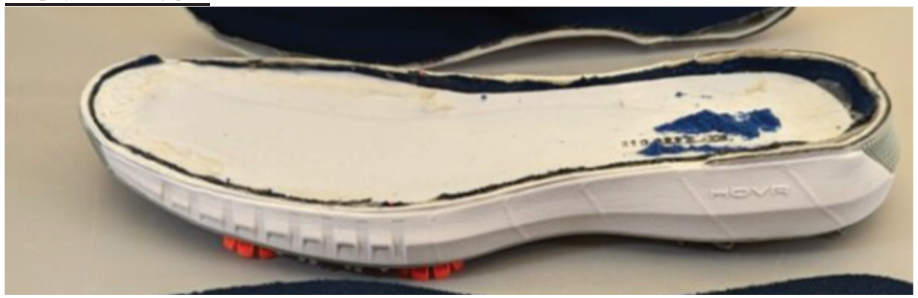
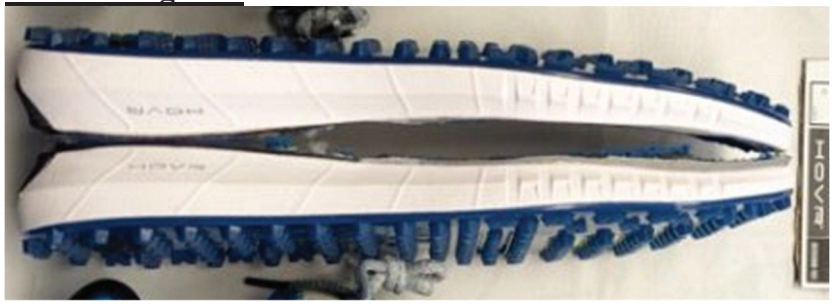
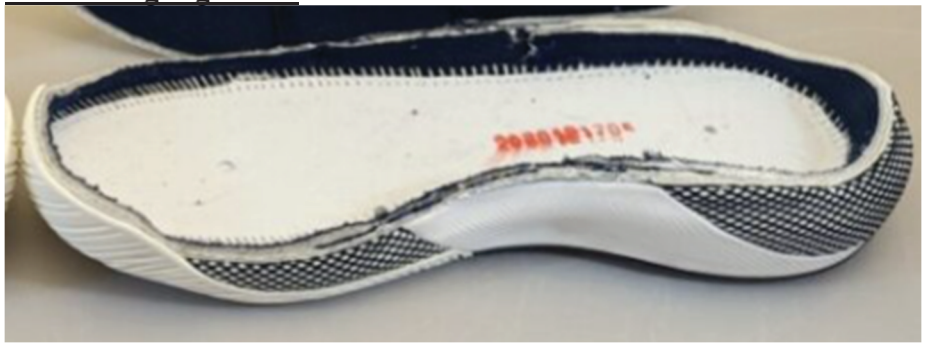
Claim	Exemplary Evidence of Infringement
11. The athletic shoe of claim 10, wherein the forefoot section comprises: a mid-foot section; and a toe section proximal to the mid-foot section.	In the Accused Products, the forefoot section comprises a mid-foot section, and a toe section proximal to the mid-foot section. For example, in the HOVR Drive has a mid-foot section and a toe section proximal to the mid-foot section, as shown below. 

Claim	Exemplary Evidence of Infringement
	The other Accused Products similarly also have the forefoot section comprises a mid-foot section, and a toe section proximal to the mid-foot section. **Charged Curry**  **Curry 10** 

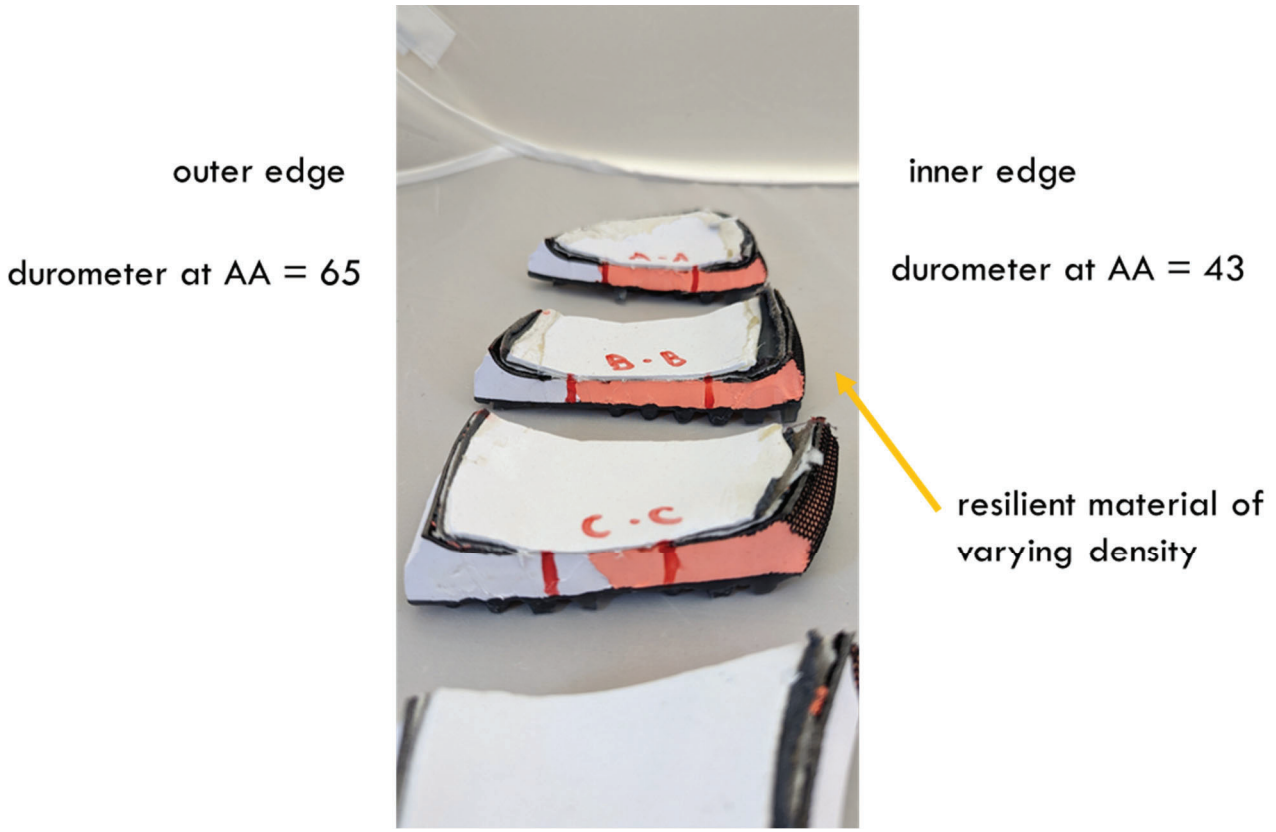
Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7** 

Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City** 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2  **HOVR Forge RC**  **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

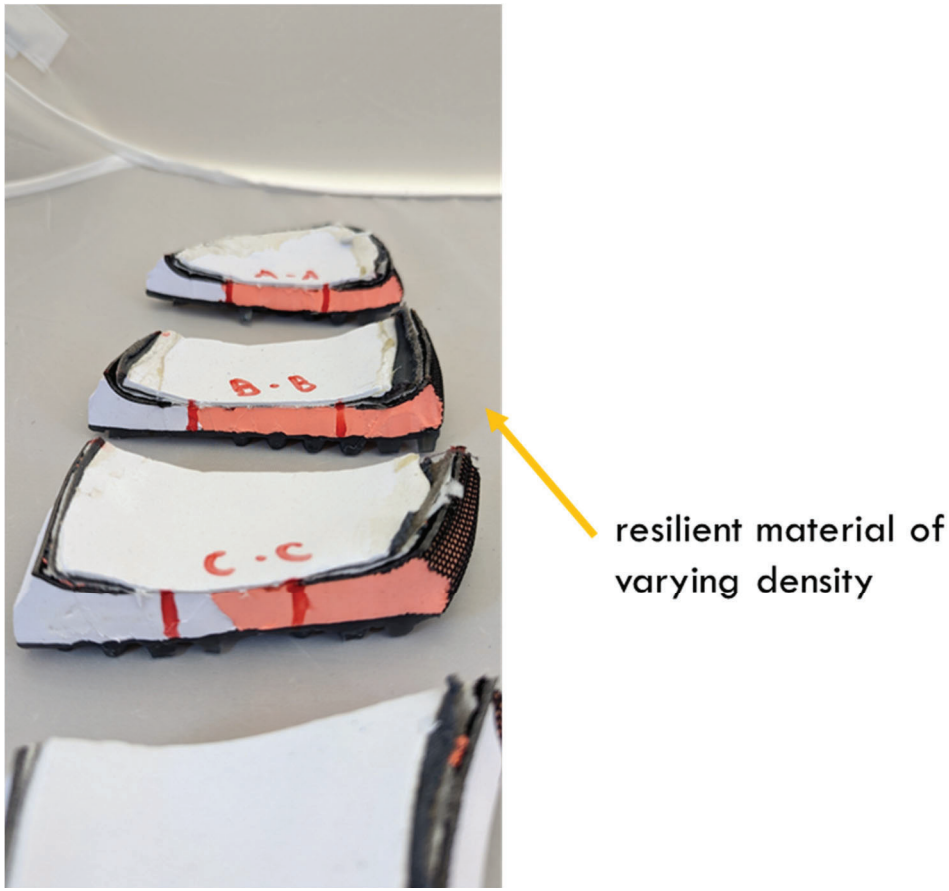
Claim	Exemplary Evidence of Infringement
12. The athletic shoe of claim 10, wherein the forefoot platform comprises: **a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor.**	In the Accused Products, the forefoot section comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. For example, in the HOVR Drive, the forefoot section comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. The forefoot platform has varying density, with a reading of 65 near the outer edge and of 43 near the inner edge.  -

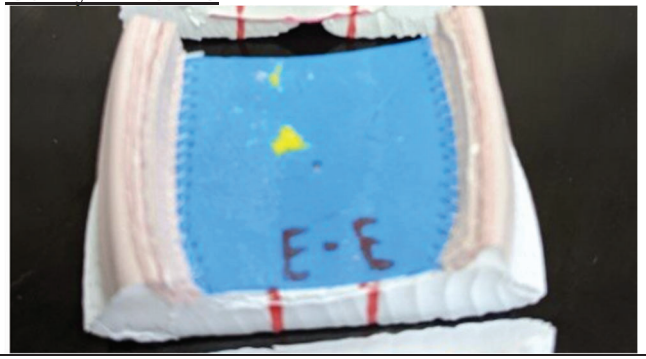
Claim	Exemplary Evidence of Infringement

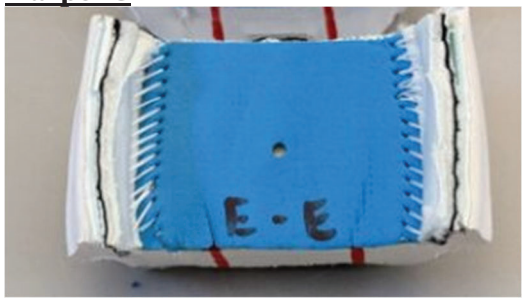
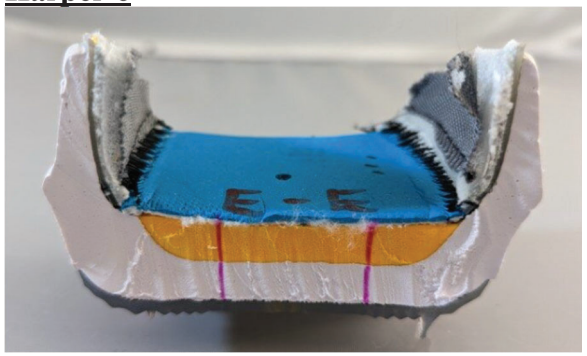
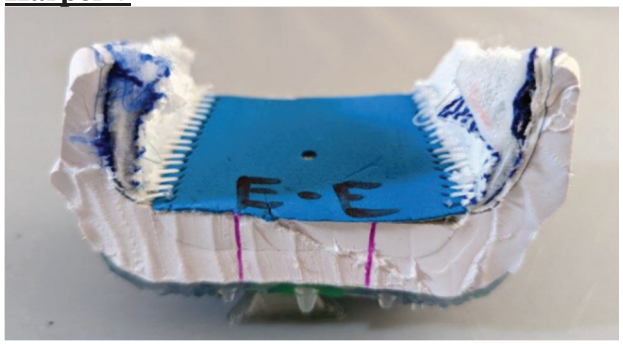
The other Accused Products similarly also have the forefoot section comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. The durometer reading at the outer edge of the sole section and the inner edge of the sole section for each of the Accused Products is shown below.

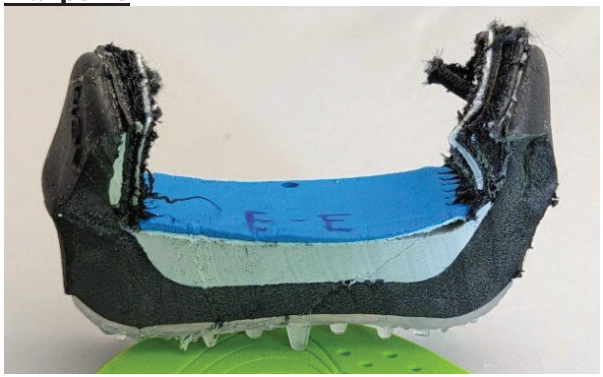
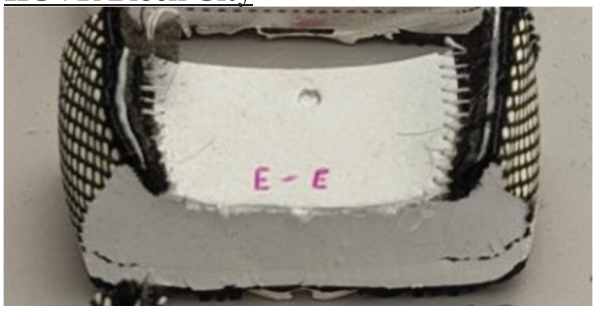
Accused Product	Inner Durometer	Outer Durometer
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HOVR Highlight Ace	45	70
HOVR Show GTX	19	43
Spieth 4	62	72

To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

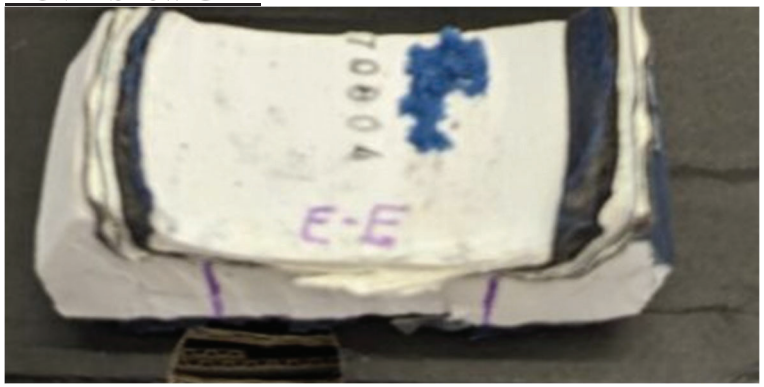
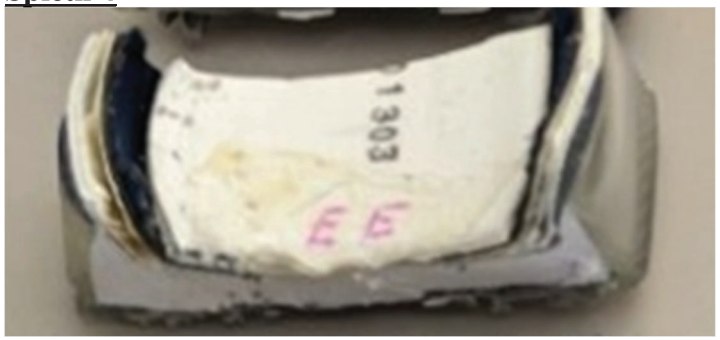
Claim	Exemplary Evidence of Infringement
13. The athletic shoe of claim 12, wherein the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material.	In the Accused Products, the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material. For example, the HOVR Drive has a resilient material comprised of rubber, gel, foam, or synthetic material.  The other Accused Products similarly also have the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material.

Claim	Exemplary Evidence of Infringement
	Charged Curry  **Curry 10**  **Curry 4 FloTro** 

Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6**  **Harper 7** 

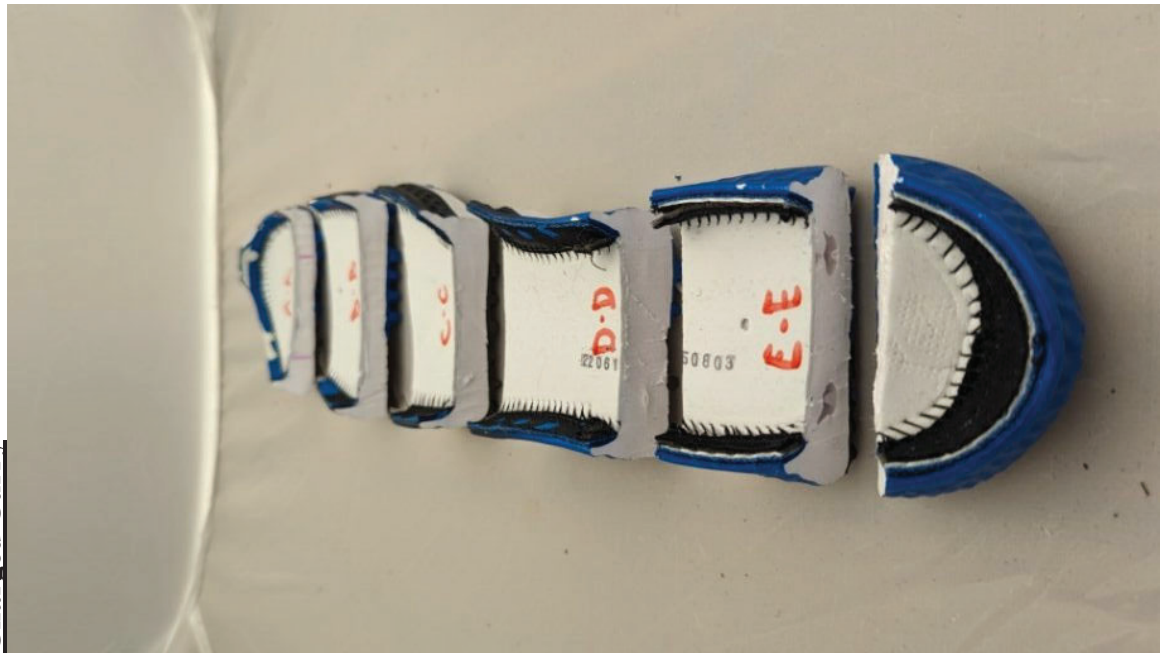
Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City**  **HOVR Drive 2** 

Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

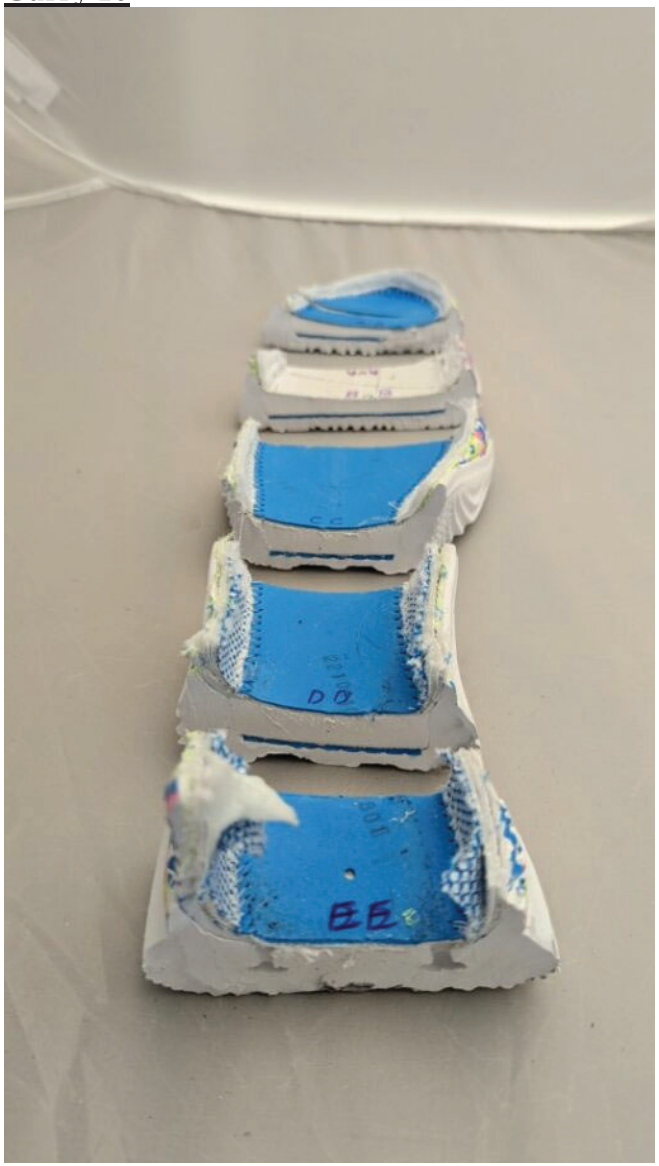
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

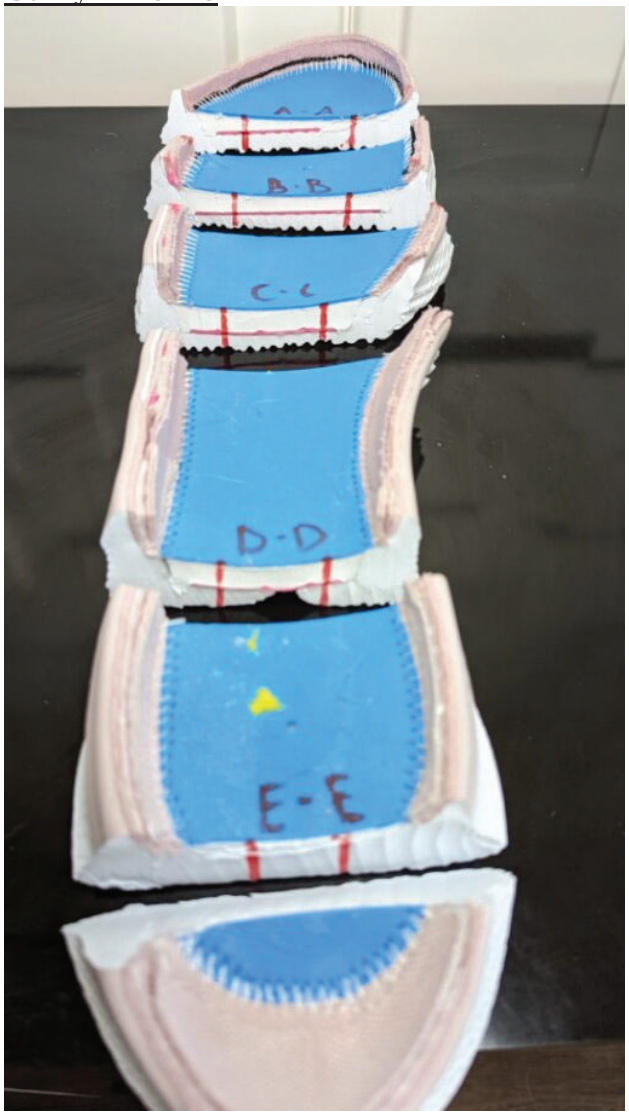
Claim	Exemplary Evidence of Infringement
14. The athletic shoe of claim 10, wherein the forefoot section comprises: a plurality of material configured to provide a shape of the forefoot platform and to provide the gradient compression factor.	In the Accused Products, the forefoot section comprises a plurality of material configured to provide a shape of the forefoot platform and to provide the gradient compression fact. For example, the HOVR Drive has a forefoot section comprising a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor. This is shown below.  The other Accused Products similarly also have a forefoot section comprising a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor.

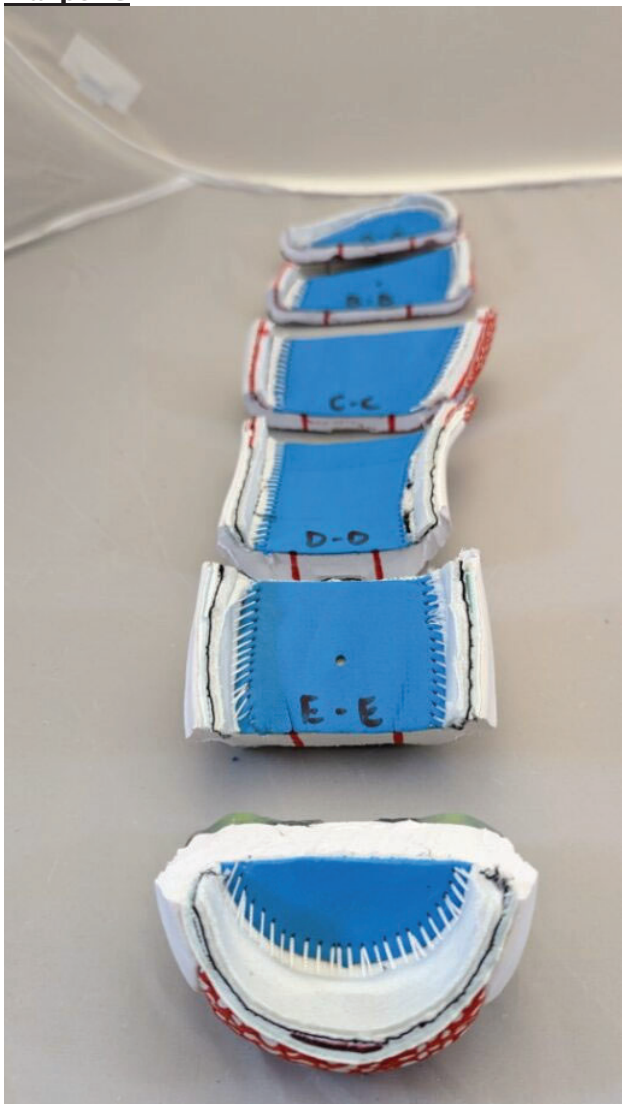
Charged Curry

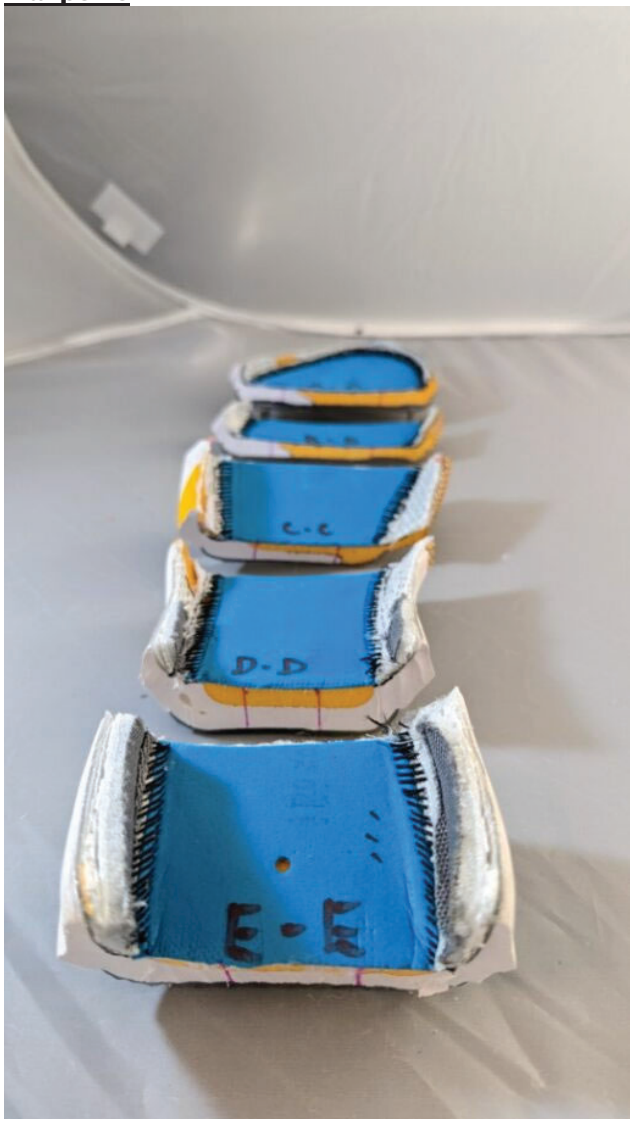


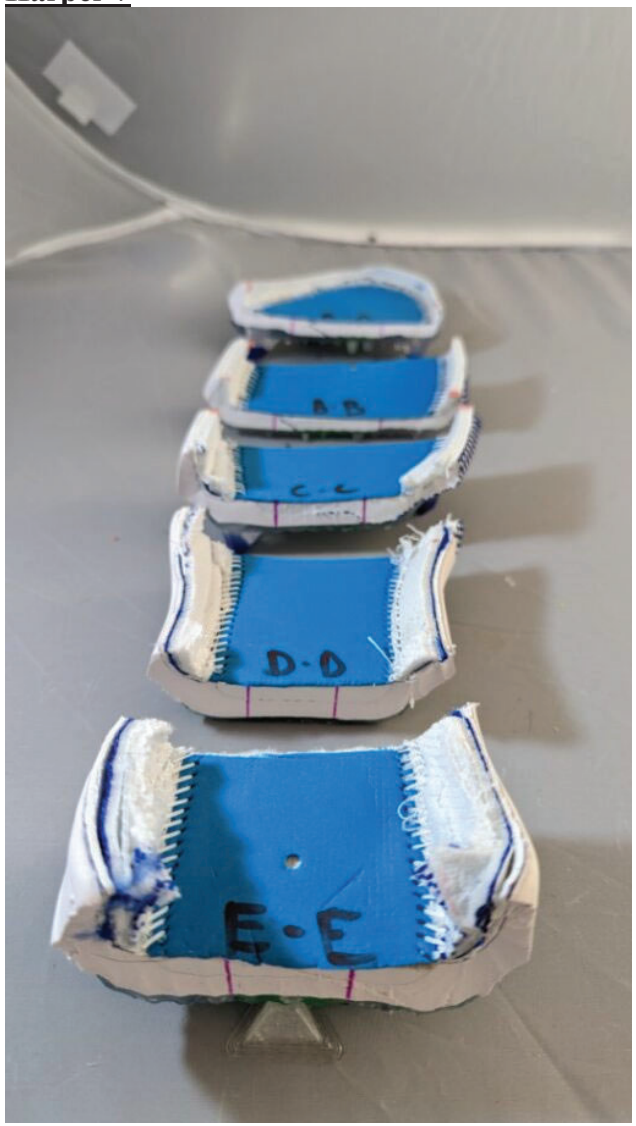
Curry 10

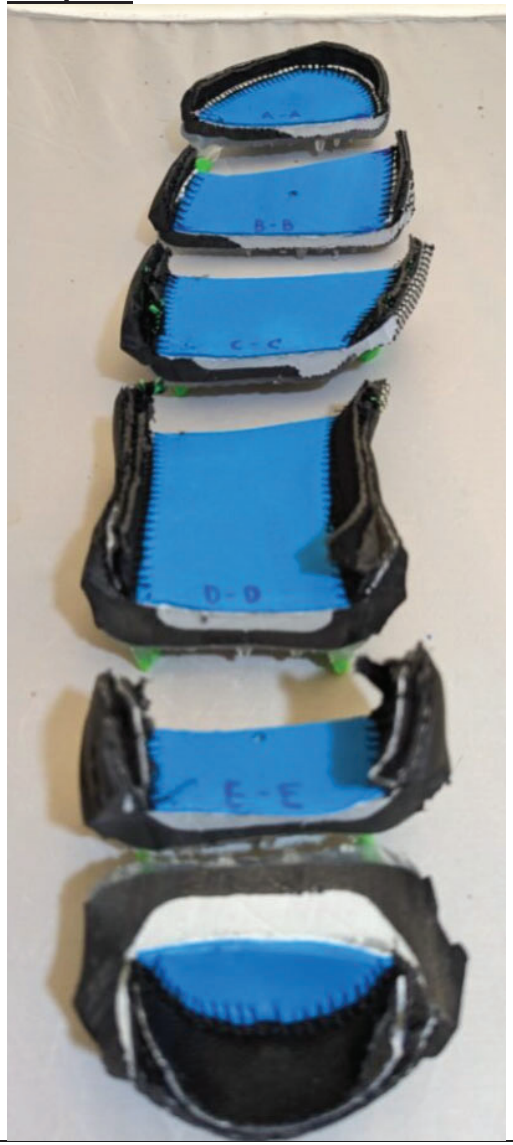


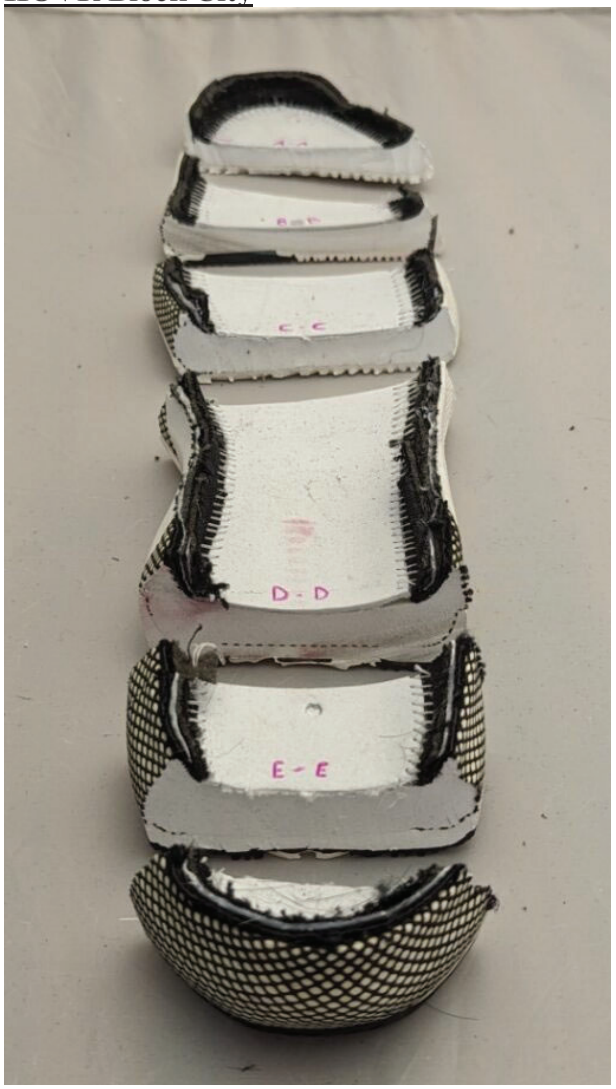
Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro 

Claim	Exemplary Evidence of Infringement
	Harper 5 

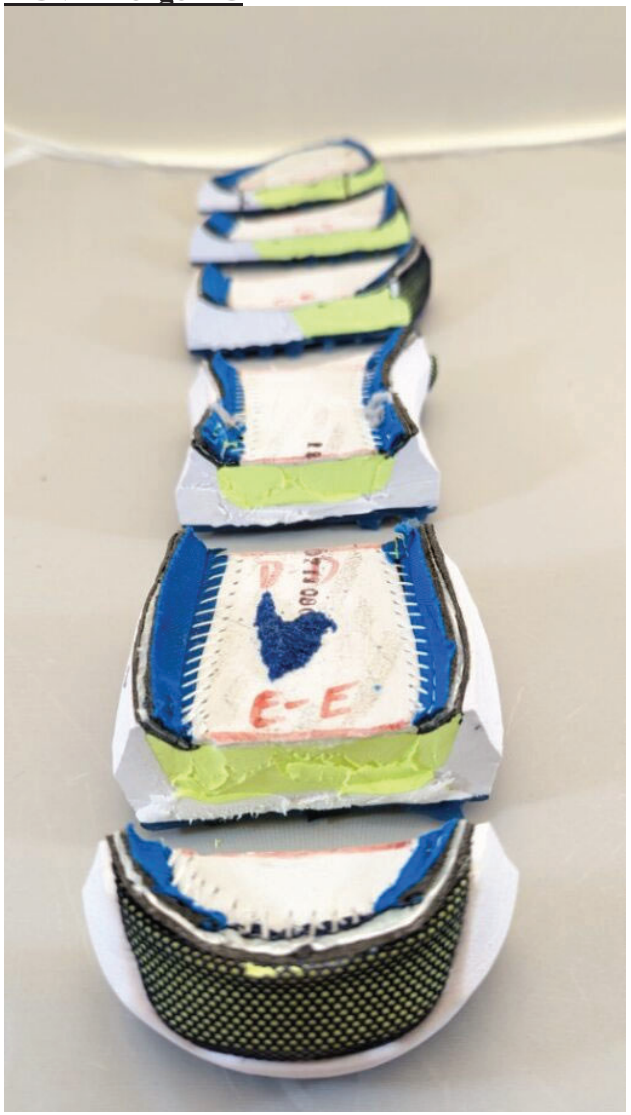
Claim	Exemplary Evidence of Infringement
	Harper 6 

Claim	Exemplary Evidence of Infringement
	Harper 7 

Claim	Exemplary Evidence of Infringement
	Harper 8 

Claim	Exemplary Evidence of Infringement
	HOVR Block City 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2 

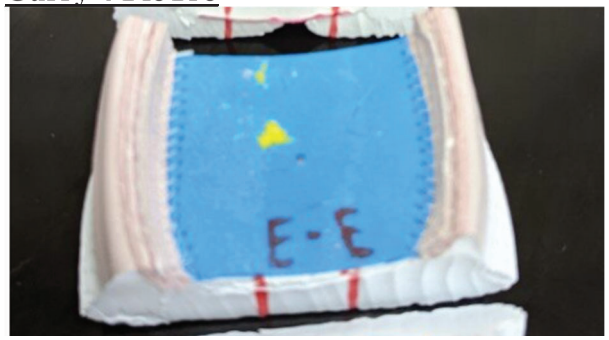
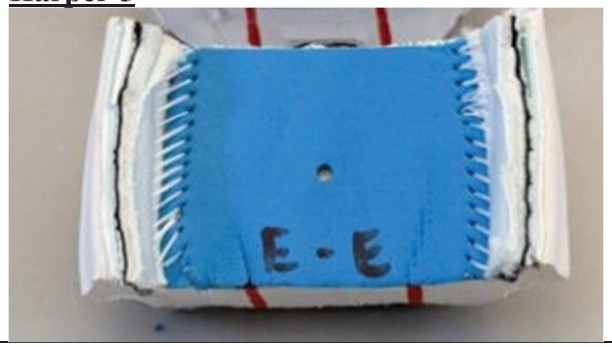
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC 

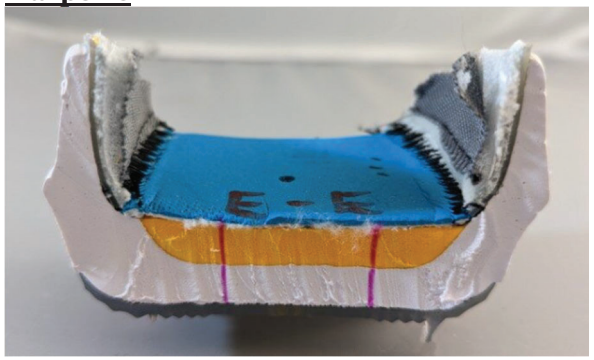
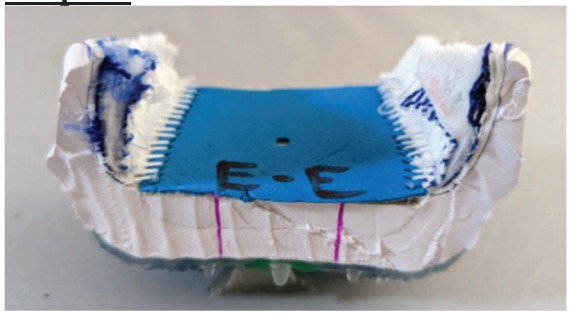
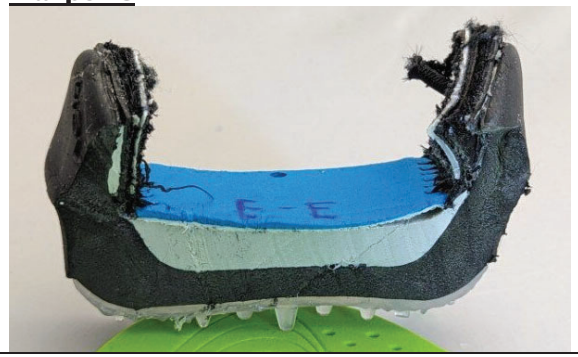
Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace 

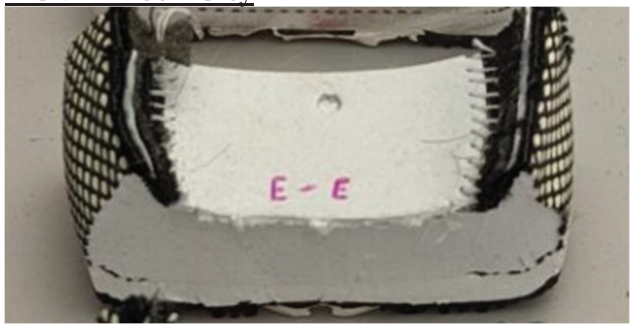
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX 

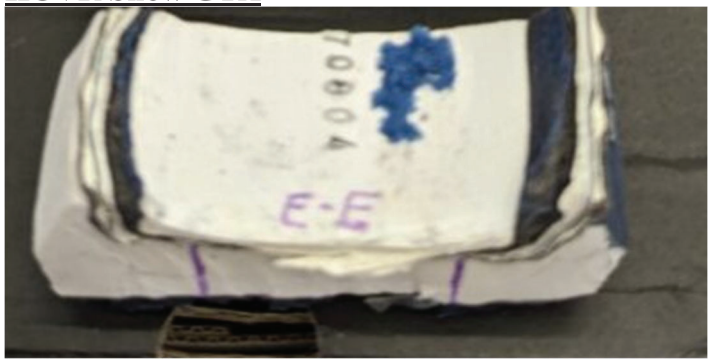
Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

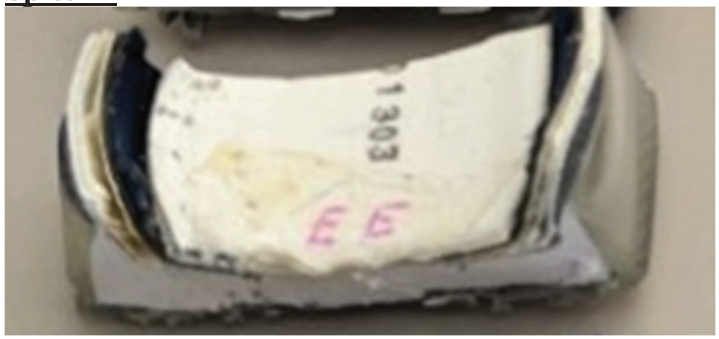
Claim	Exemplary Evidence of Infringement
15. The athletic shoe of claim 10, wherein the heel platform further comprises: the first material having a first compression factor.	In the Accused Products, the heel platform comprises the first material having a first compression factor. For example, the HOVR Drive heel platform is comprised of a first material having a first compression factor.  The other Accused Products similarly also have the heel platform comprises the first material having a first compression factor. **Charged Curry** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro**  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7**  **Harper 8** 

Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2**  **HOVR Forge RC** 

Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace  **HOVR Show GTX** 

Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

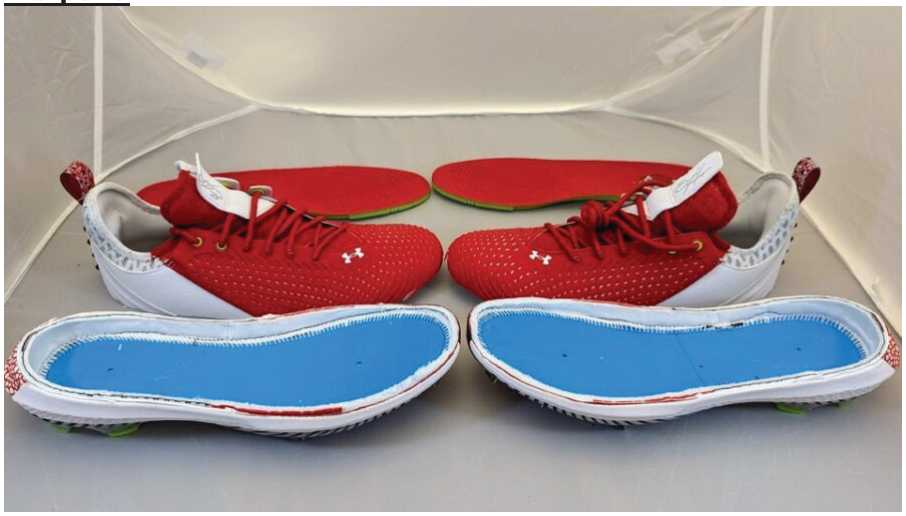
Claim	Exemplary Evidence of Infringement
17. The athletic shoe of claim 10, wherein the sole section comprises one or more of: an insole; a mid-sole; and an out-sole.	In the Accused Products, the sole section comprises one or more of: an insole; a mid-sole; and an out-sole. For example, in the HOVR Drive, the sole section comprises one or more of an insole, a mid-sole, and an out-sole, as shown below.  The other Accused Products similarly also have the sole section comprises one or more of: an insole; a mid-sole; and an out-sole.

Charged Curry



Curry 10



Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro  **Harper 5** 

Claim	Exemplary Evidence of Infringement
	Harper 6  **Harper 7** 

Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City** 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2  **HOVR Forge RC** 

Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace  **HOVR Show GTX** 

Claim	Exemplary Evidence of Infringement
	Spieth 4  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

EXHIBIT E

INFRINGEMENT CLAIM CHART FOR U.S. PATENT NO. 11,375,768

Athalonz provides the following infringement claim chart subject to all reservations, objections, statements, and disclaimers set forth herein and in Athalonz's Infringement Contentions, as well as any amendment, supplement, or modification thereof, which are incorporated herein by reference in their entirety. These claim charts also incorporate by reference Athalonz's Complaint.

Athalonz contends that the shoes charted below are representative of other Under Armour Products, as set forth in Athalonz's infringement contentions.

Athalonz has prepared these infringement claim charts identifying, as specifically as possible at this stage of discovery, where each element of each asserted claim is found within the Accused Products. Athalonz contends that each element of the Asserted Claims is practiced literally by such Accused Products. To the extent Under Armour disputes literal infringement, Athalonz contends that any such disputed element is infringed by the Accused Products under the doctrine of equivalents. Athalonz reserves the right to update these charts, upon confirmation through discovery to the extent more information relating to the Accused Products or identification of additional products becomes available.

This claim chart is not intended to and does not construe the claims of the '768 Patent and does not limit Athalonz's contentions. Athalonz specifically reserves the right to modify and supplement this claim chart. This preliminary claim chart is provided to illustrate exemplary information practically available prior to discovery.

CLAIM CHART FOR U.S. PATENT NO. 11,375,768

Claim	Exemplary Evidence of Infringement
1[pre]: An athletic shoe comprises:	To the extent the preamble is limiting, each of the Accused Products is an athletic shoe. For example, the Under Armour HOVR Drive Shoes ("HOVR Drive") is an athletic shoe.  The other Accused Products are also an athletic shoe. **Charged Curry** 

Claim	Exemplary Evidence of Infringement
	Curry 10  **Curry 4 FloTro** 

Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6** 

Claim	Exemplary Evidence of Infringement
	Harper 7  **Harper 8** 

Claim	Exemplary Evidence of Infringement
	HOVR Block City  **HOVR Drive 2** 

Claim	Exemplary Evidence of Infringement
	HOVR Forge RC  **HOVR Highlight Ace** 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[a]: an upper section; and	The Accused Products have an upper section. For example, the HOVR Drive has an upper section.  The other Accused Products also have an upper section. **Charged Curry** 

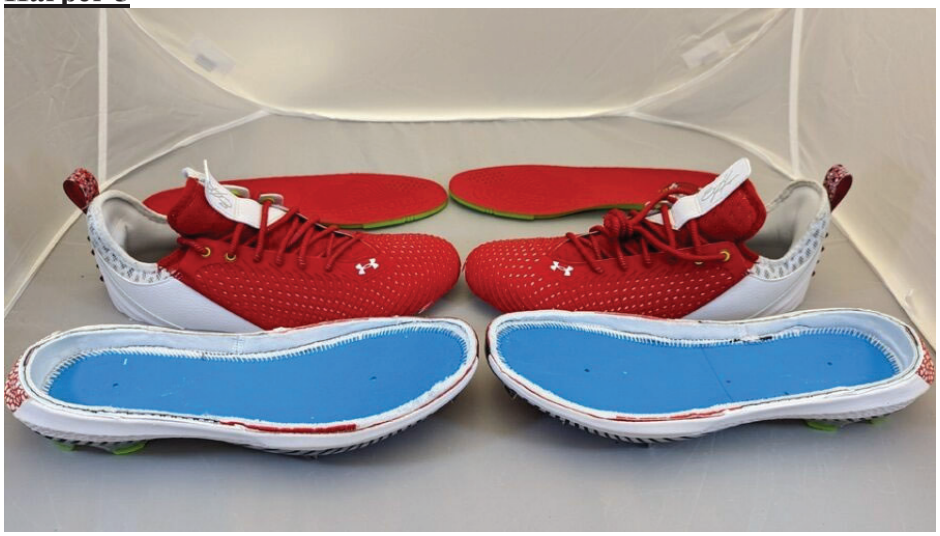
Curry 10



Curry 4 FloTro



Harper 5



Harper 6



Harper 7



Harper 8



HOVR Block City



HOVR Drive 2



HOVR Forge RC



HOVR Highlight Ace



HOVR Show GTX



Spieth 4 GTX



To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[b]: a sole section coupled to the upper section, wherein the sole section includes:	The Accused Products have a sole section coupled to the upper section, wherein the sole section includes. For example, the HOVR Drive has a sole section coupled to the upper section, as shown below. The sole section is coupled to the upper section with stitching and glue.  The other Accused Products also have a sole section coupled to the upper section. **Charged Curry** 

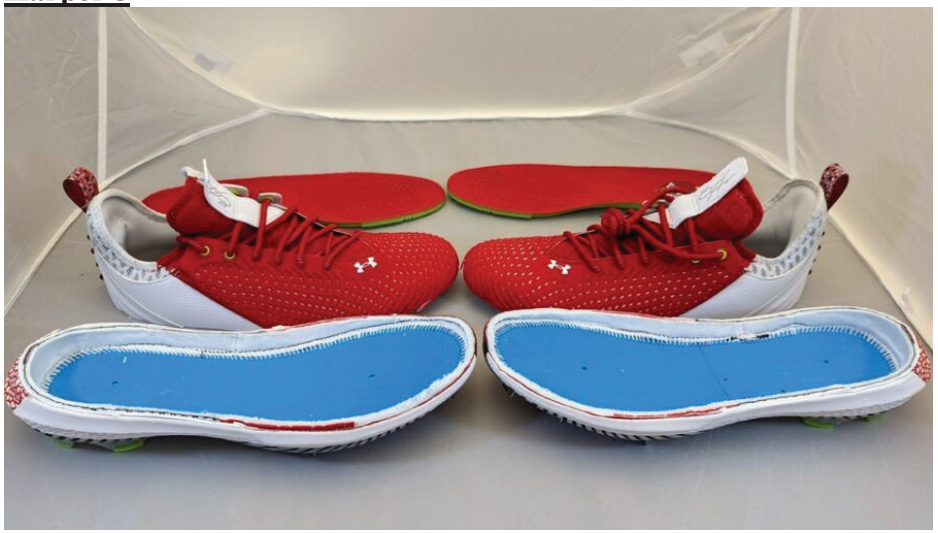
Curry 10



Curry 4 FloTro



Harper 5



Harper 6



Harper 7



Harper 8



HOVR Block City



HOVR Drive 2



HOVR Forge RC



HOVR Highlight Ace



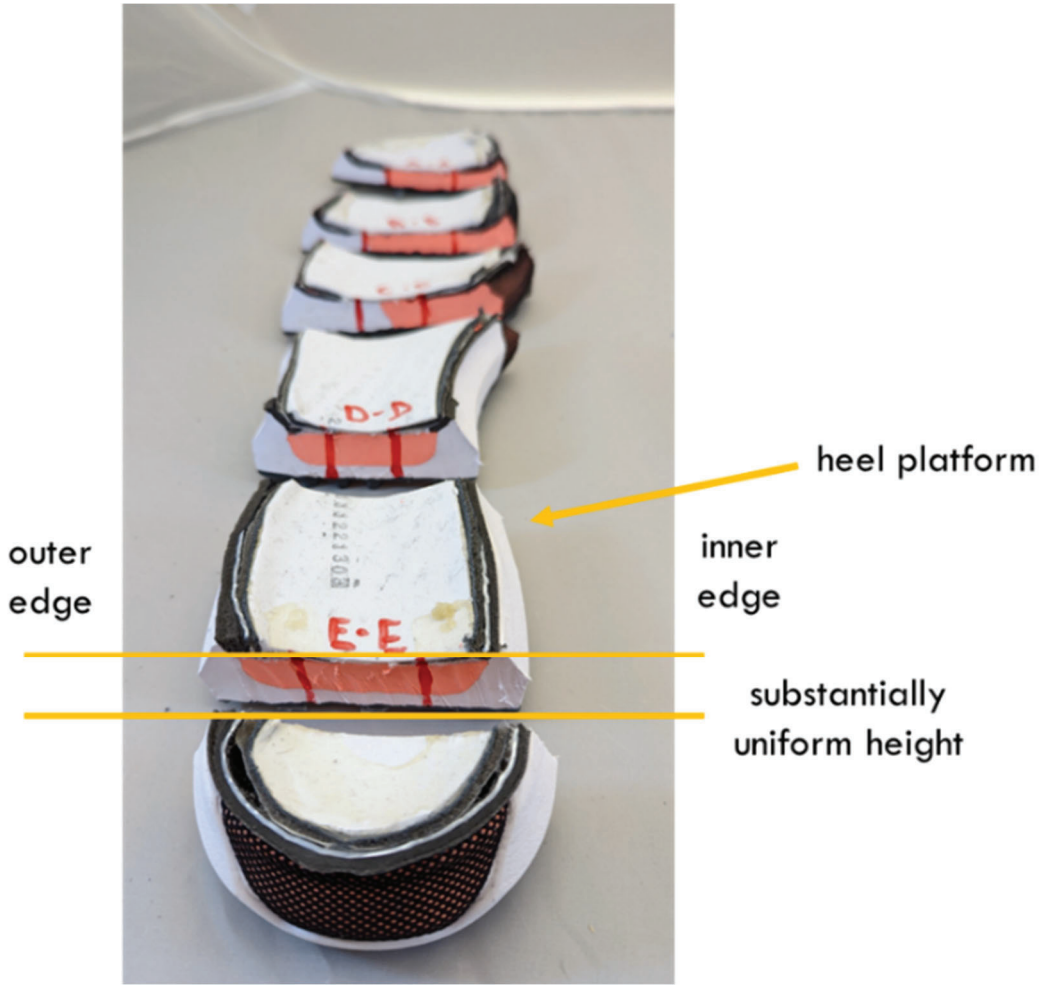
HOVR Show GTX



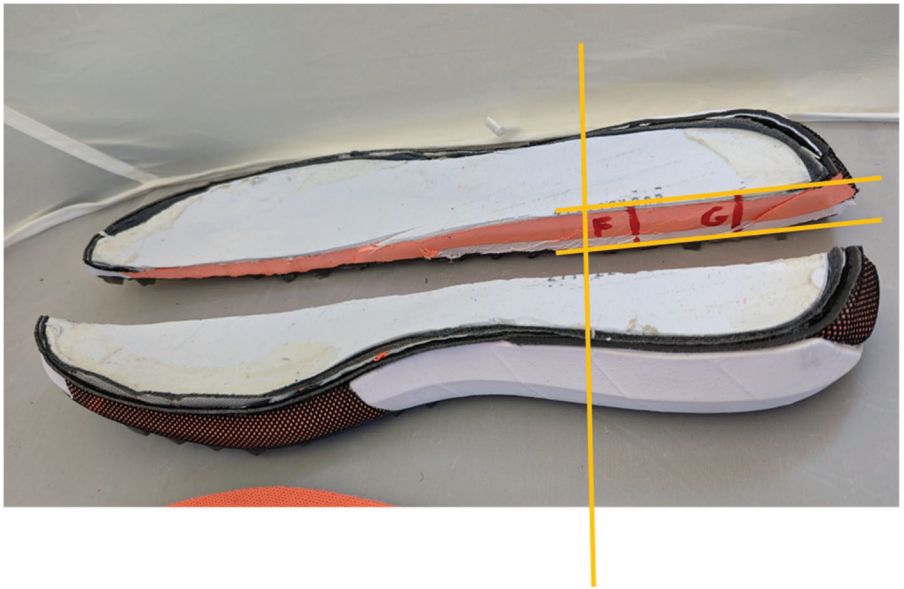
Spieth 4 GTX



To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[c]: a heel platform having a first height that is substantially uniform around a perimeter of the heel platform,	The Accused Products have a heel platform having a first height that is substantially uniform around a perimeter of the heel platform. For example, the HOVR Drive has a heel platform with a substantially uniform height from the outer edge to the inner edge, as shown below. 

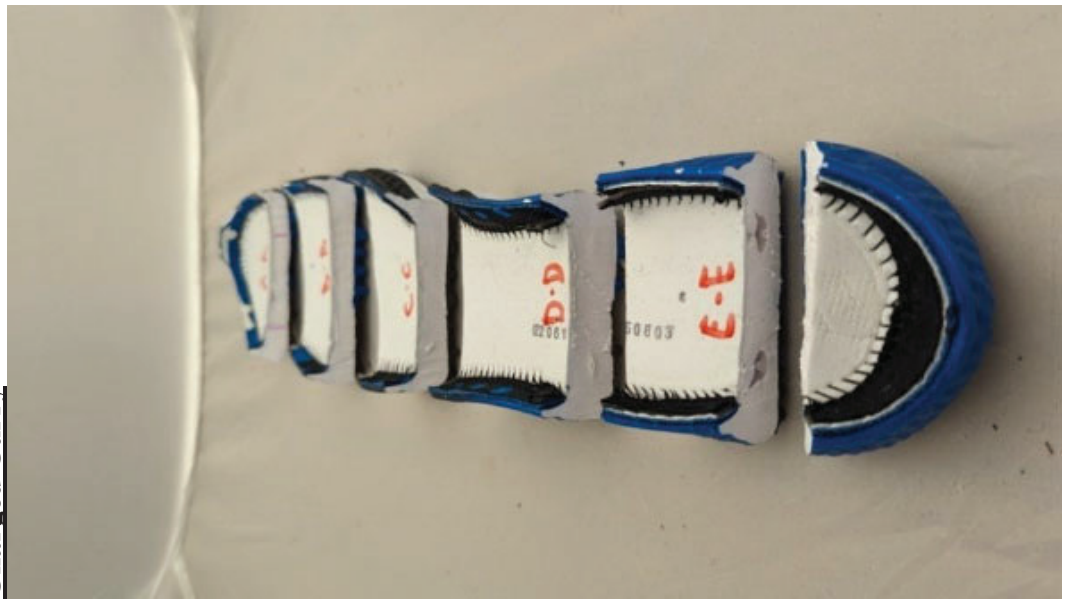
The heel platform has a substantially uniform height from the front to the rear of the heel platform, as shown below.



The other Accused Products also have a heel platform having a first height that is substantially uniform around a perimeter of the heel platform.



Charged Curry

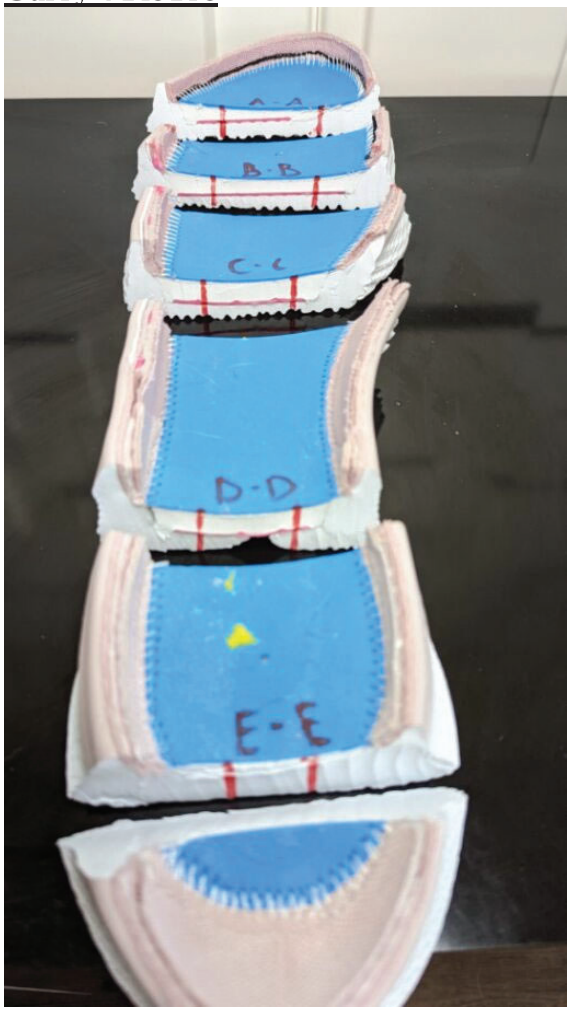


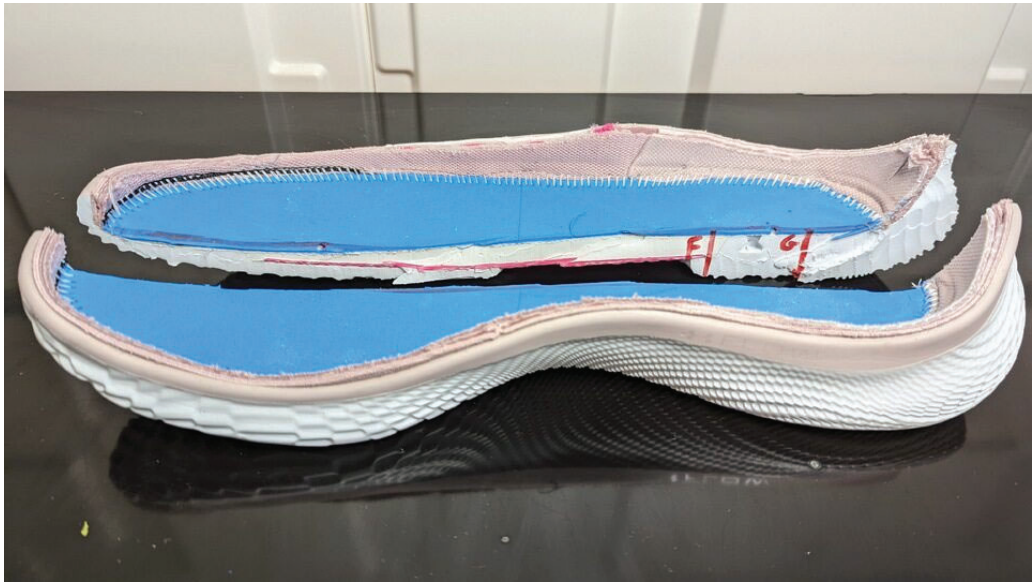
Curry 10

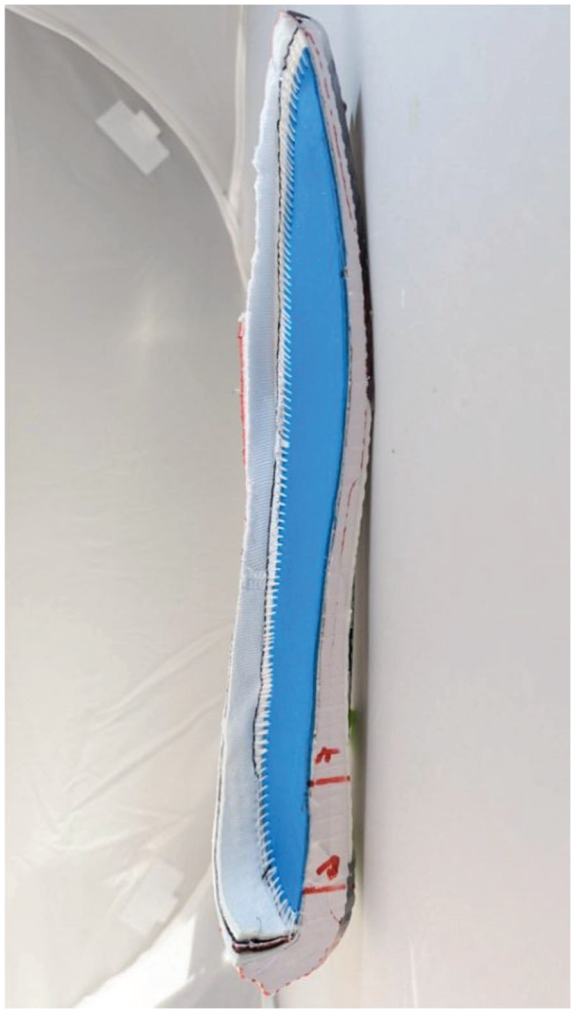


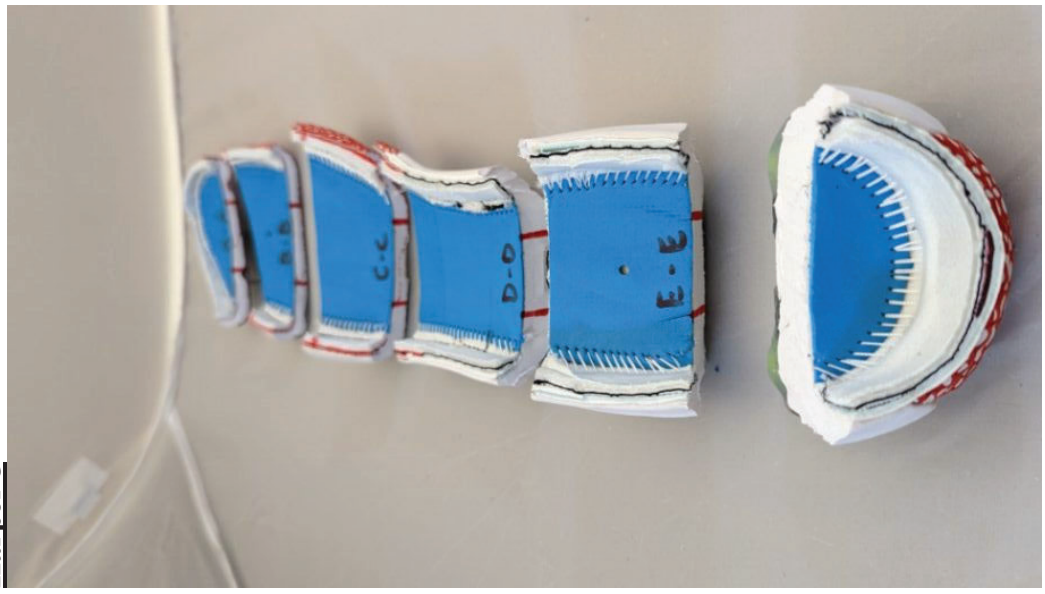


Curry 4 FloTro

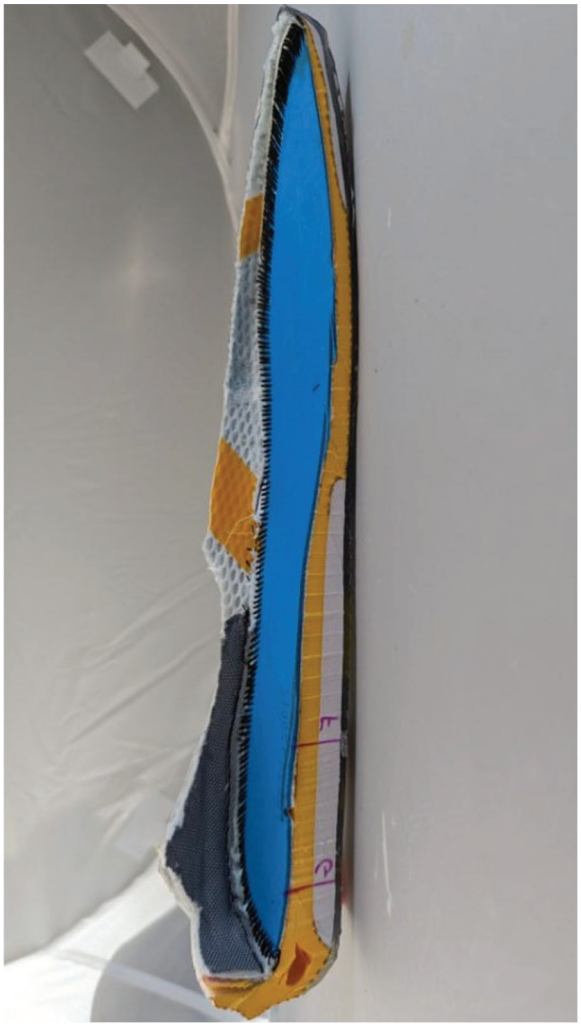


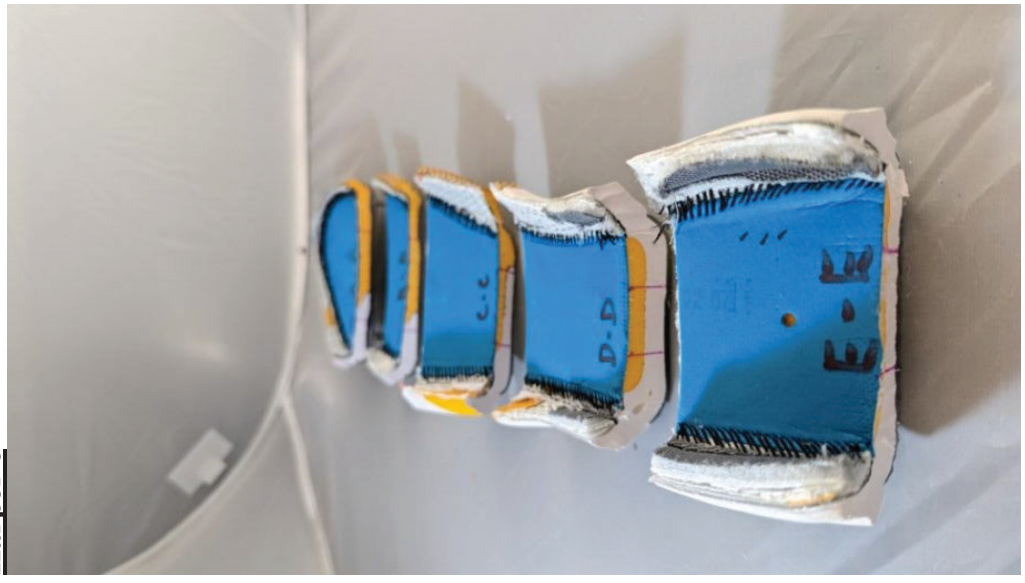






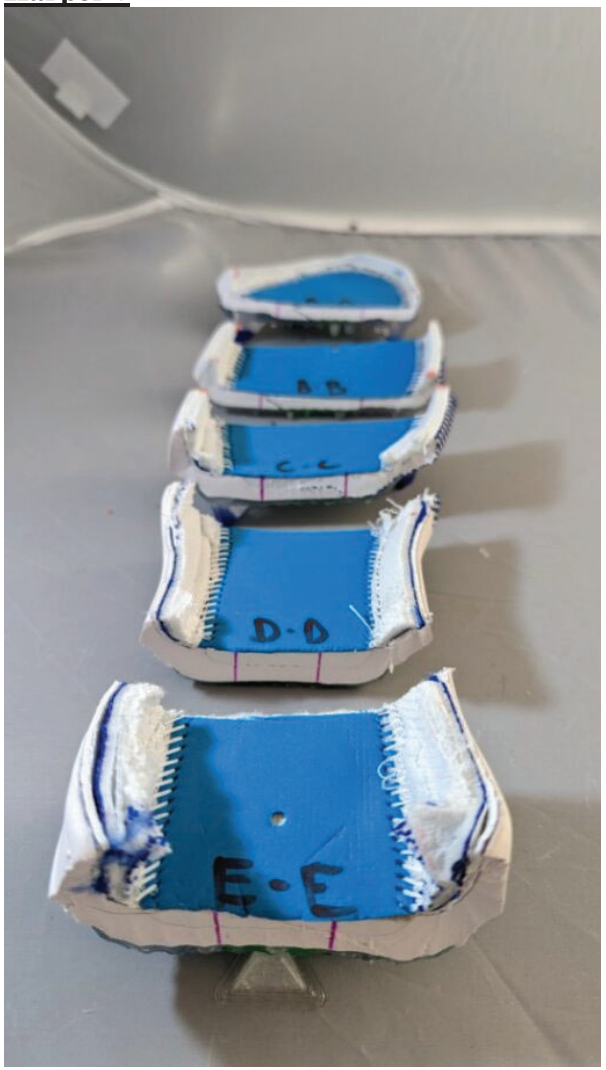
Harper 5





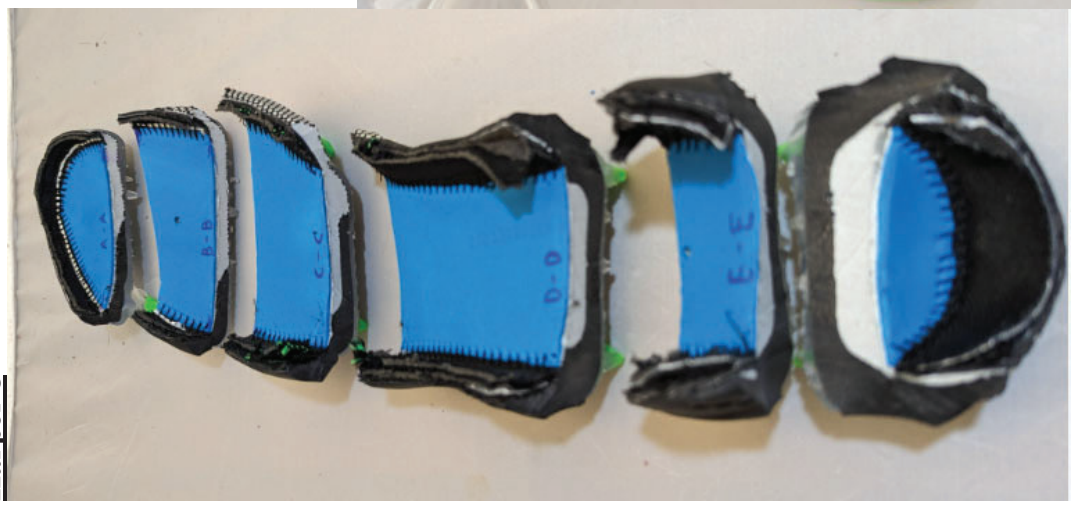
Harper 6

Harper 7



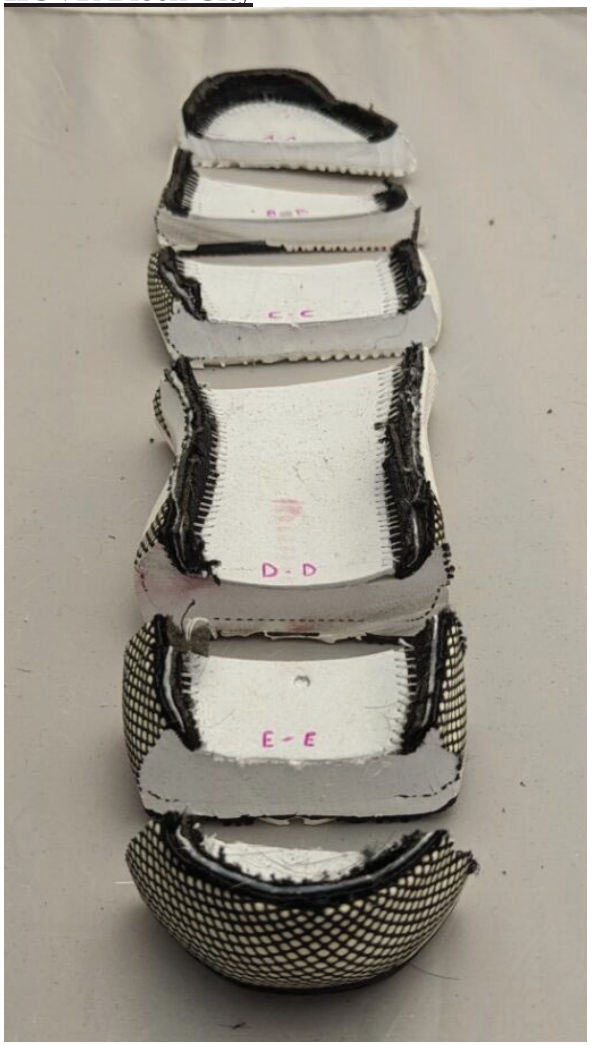


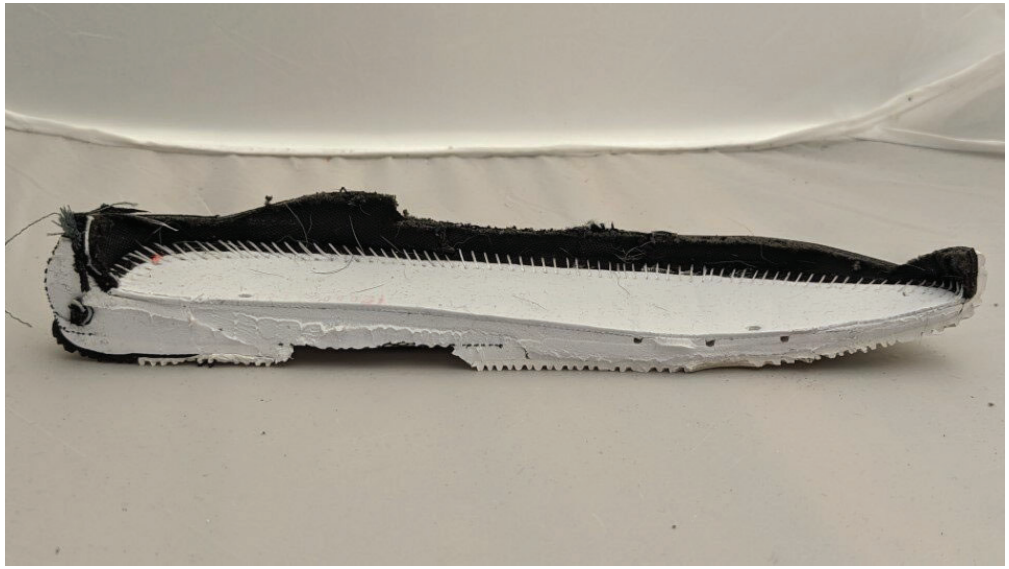




Harper 8

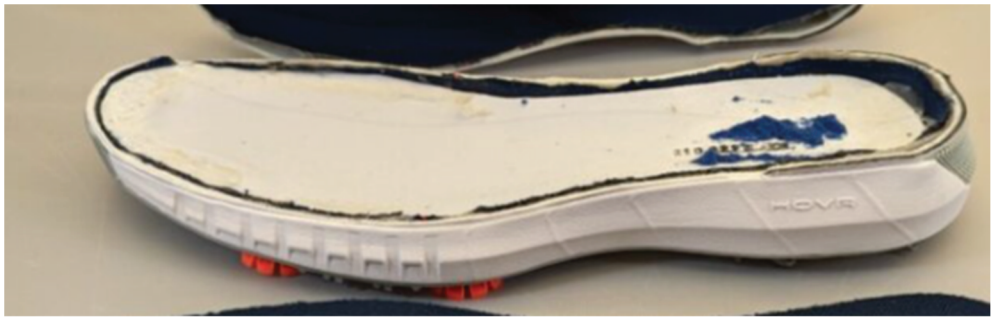
HOVR Block City



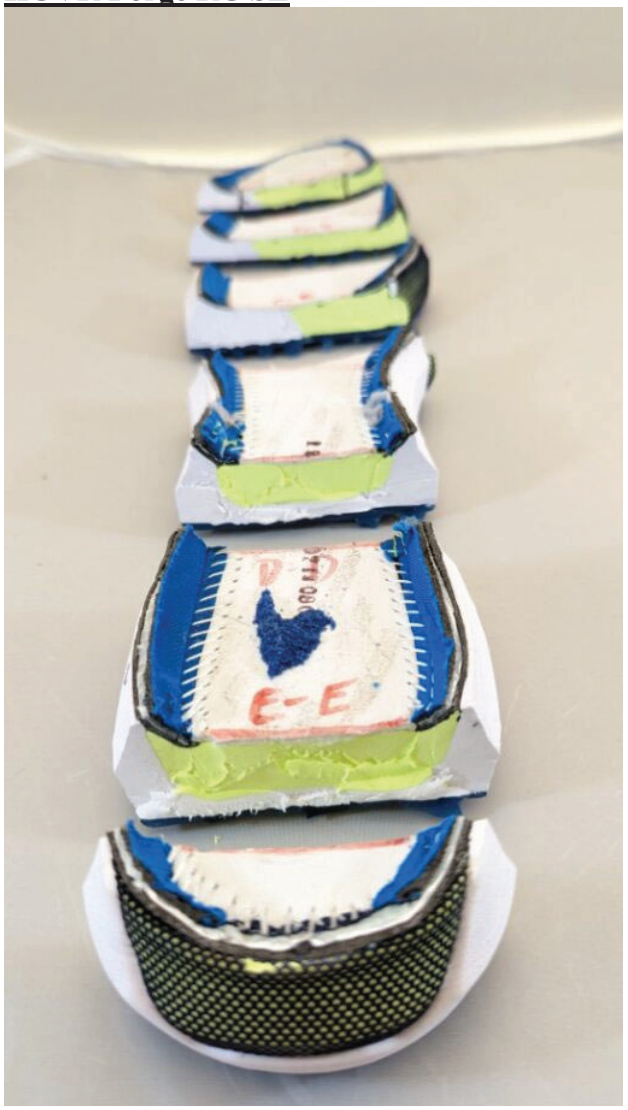


HOVR Drive 2





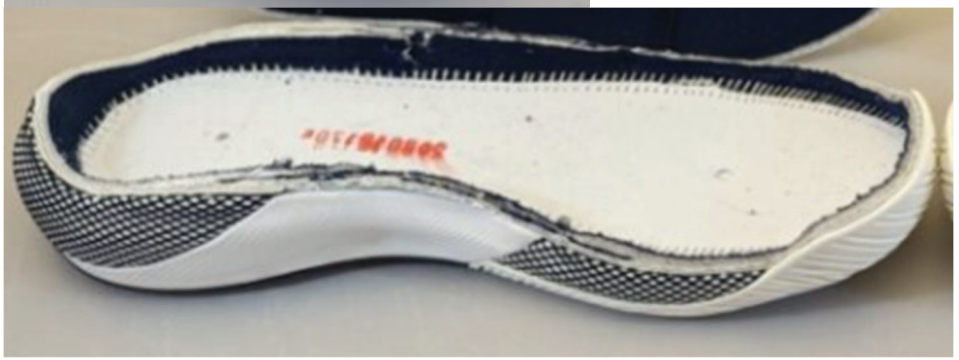
HOVR Forge RC SL





HOVR Highlight Ace





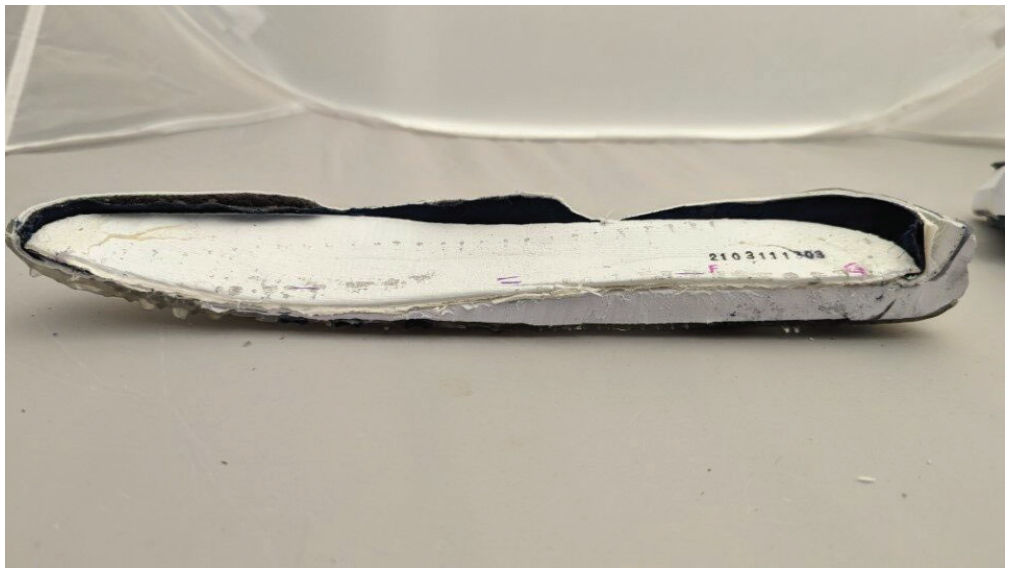
HOVR Show GTX





Spieth 4 GTX





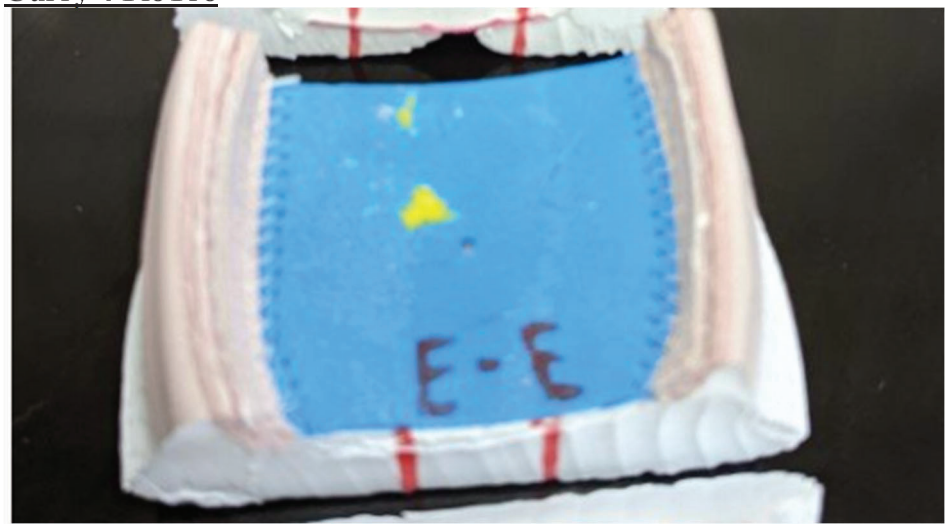
To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[d]: wherein the heel platform is constructed of a first material having a first compression factor; and	In the Accused Products, the heel platform is constructed of a first material having a first compression factor. For example, the HOVR Drive heel platform is constructed of a first material with a first compression factor.  The other Accused Products also have the heel platform is constructed of a first material having a first compression factor. **Charged Curry** 

Curry 10



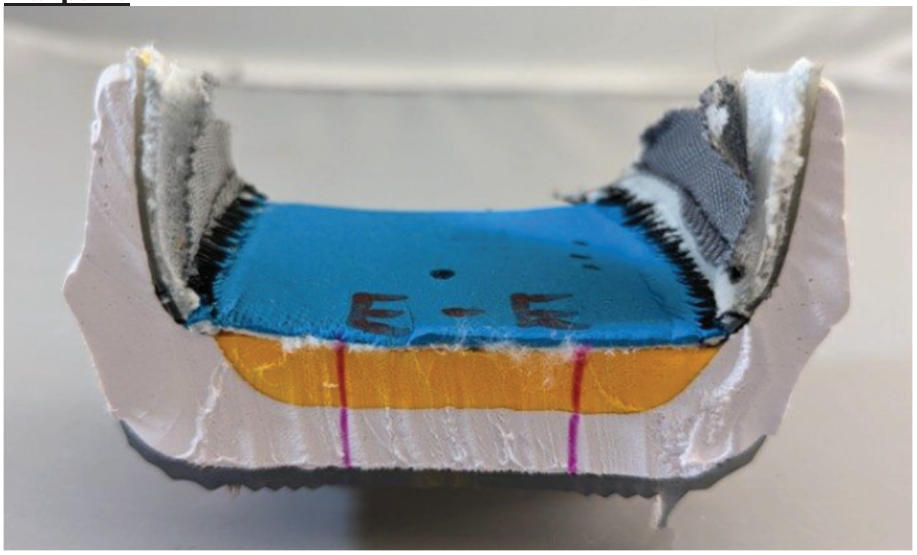
Curry 4 FloTro



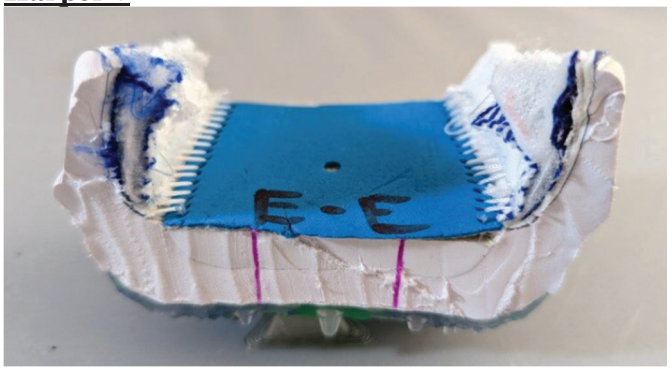
Harper 5



Harper 6



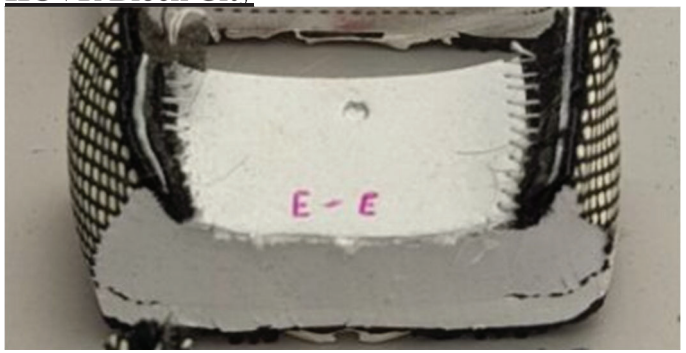
Harper 7



Harper 8



HOVR Block City



HOVR Drive 2



HOVR Forge RC SL

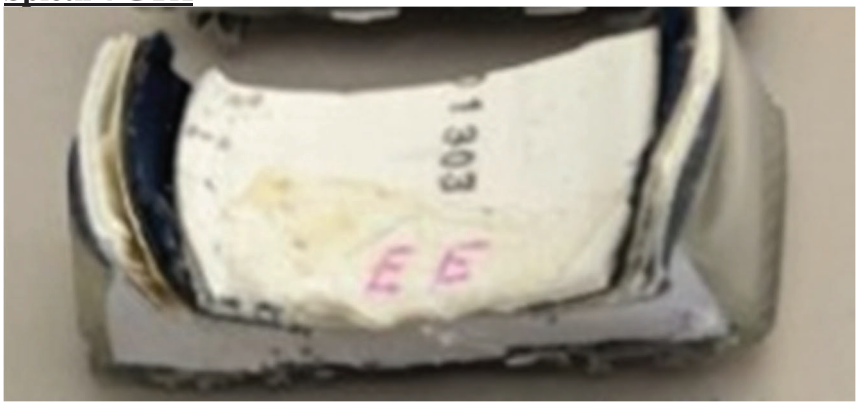


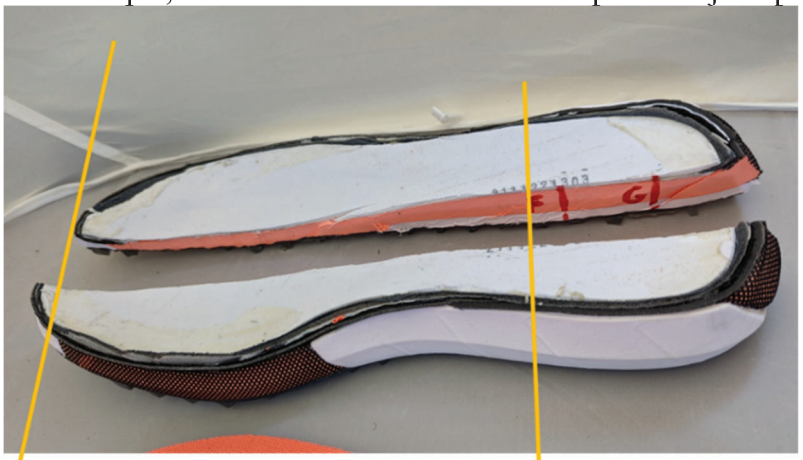
HOVR Highlight Ace



HOVR Show GTX



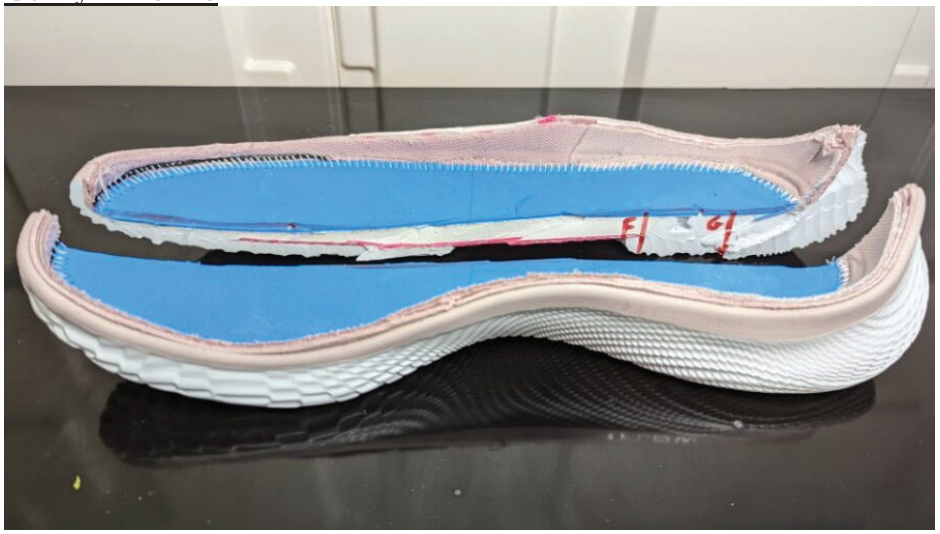
	Spieth 4 GTX  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[e]: and a forefoot platform juxtaposed to the heel platform,	The Accused Products have a forefoot platform juxtaposed to the heel platform. For example, the HOVR Drive has a forefoot platform juxtaposed to the heel platform, as shown below.  The other Accused Products also have a forefoot platform juxtaposed to the heel platform. **Charged Curry** 

Curry 10



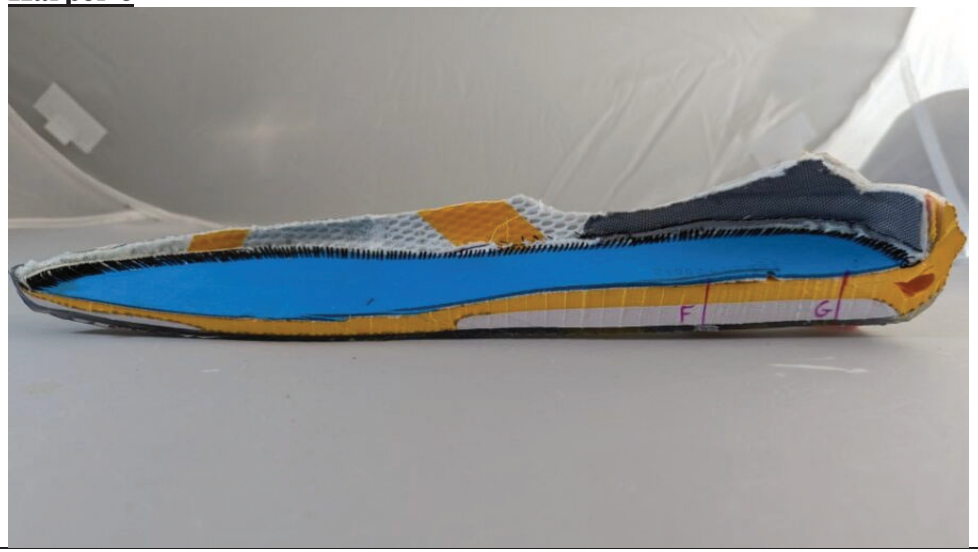
Curry 4 FloTro



Harper 5



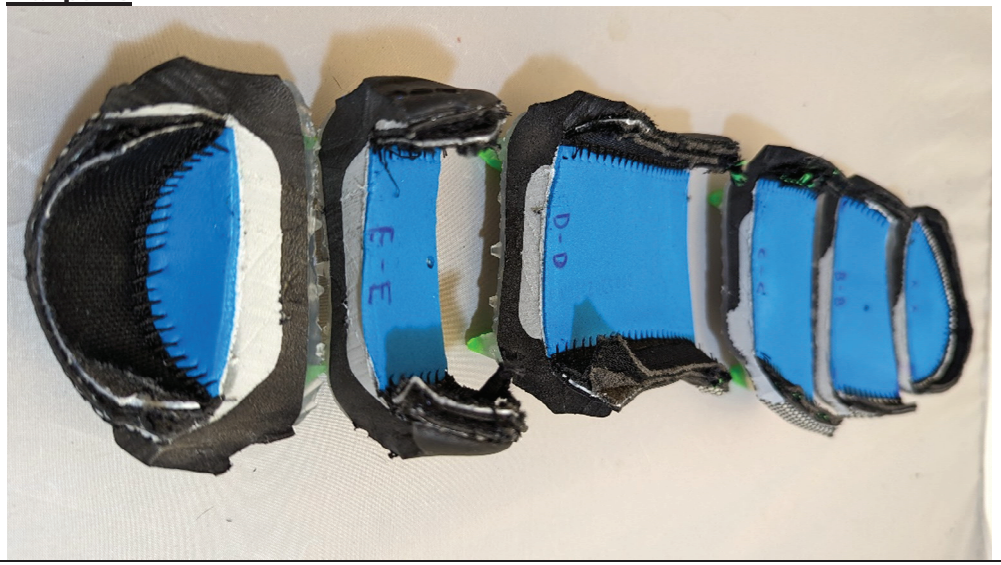
Harper 6



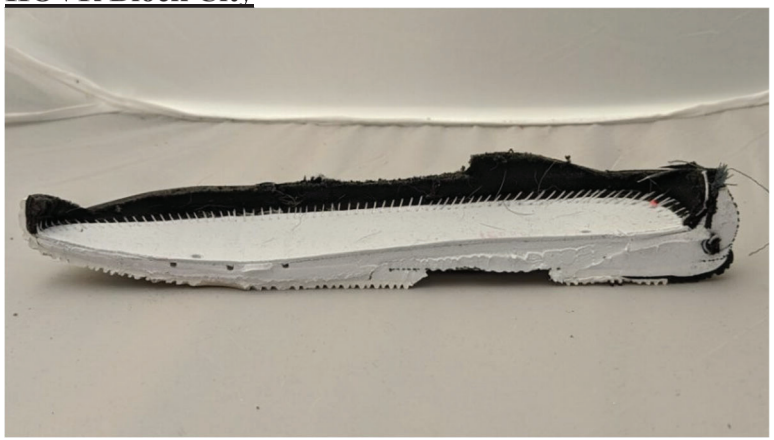
Harper 7



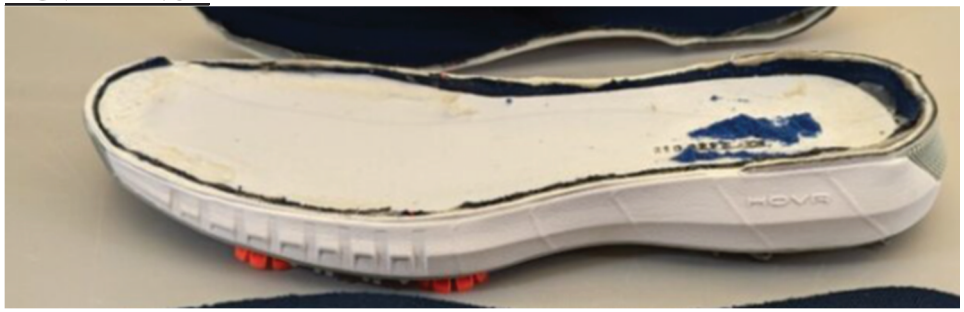
Harper 8



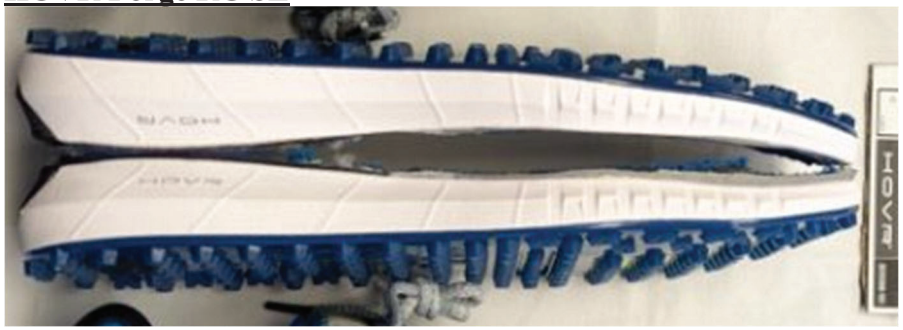
HOVR Block City



HOVR Drive 2



HOVR Forge RC SL

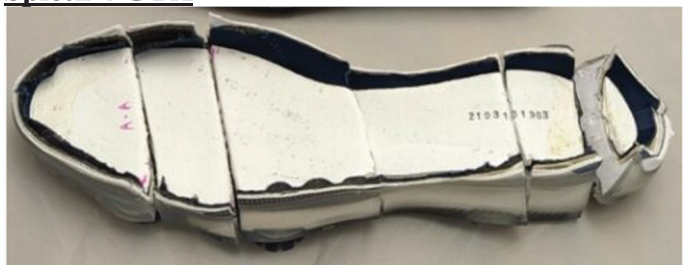


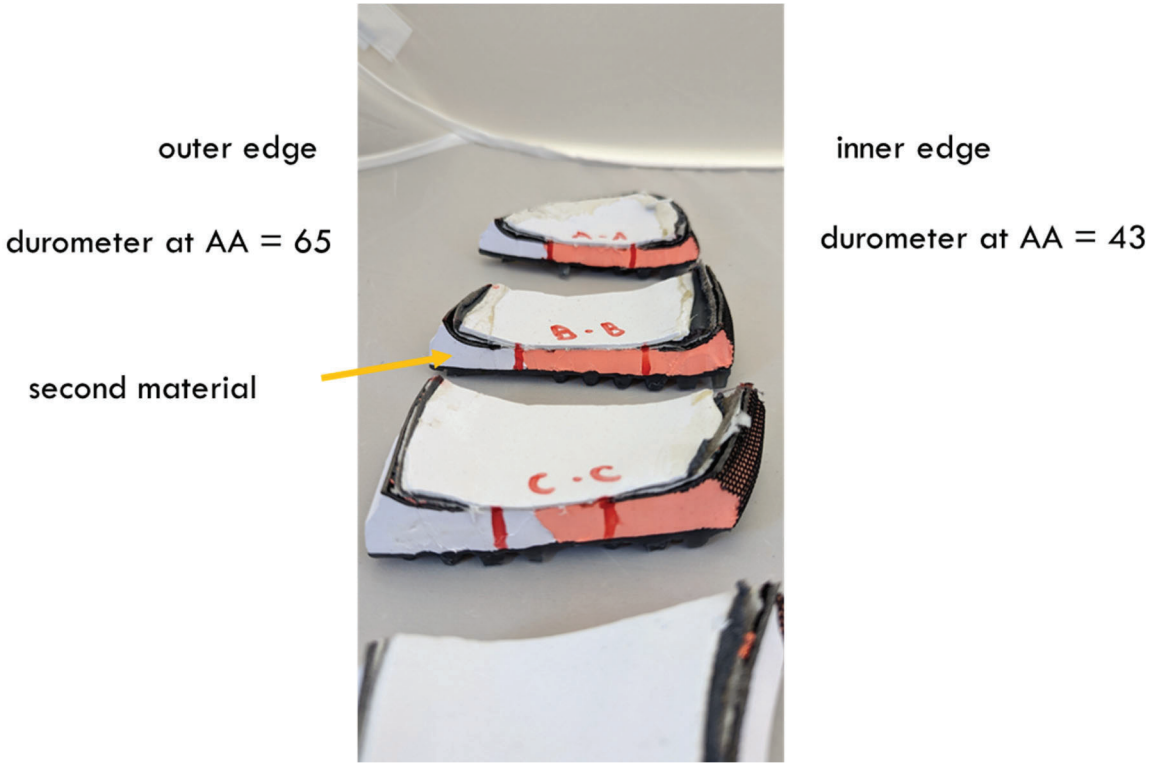
HOVR Highlight Ace



HOVR Show GTX



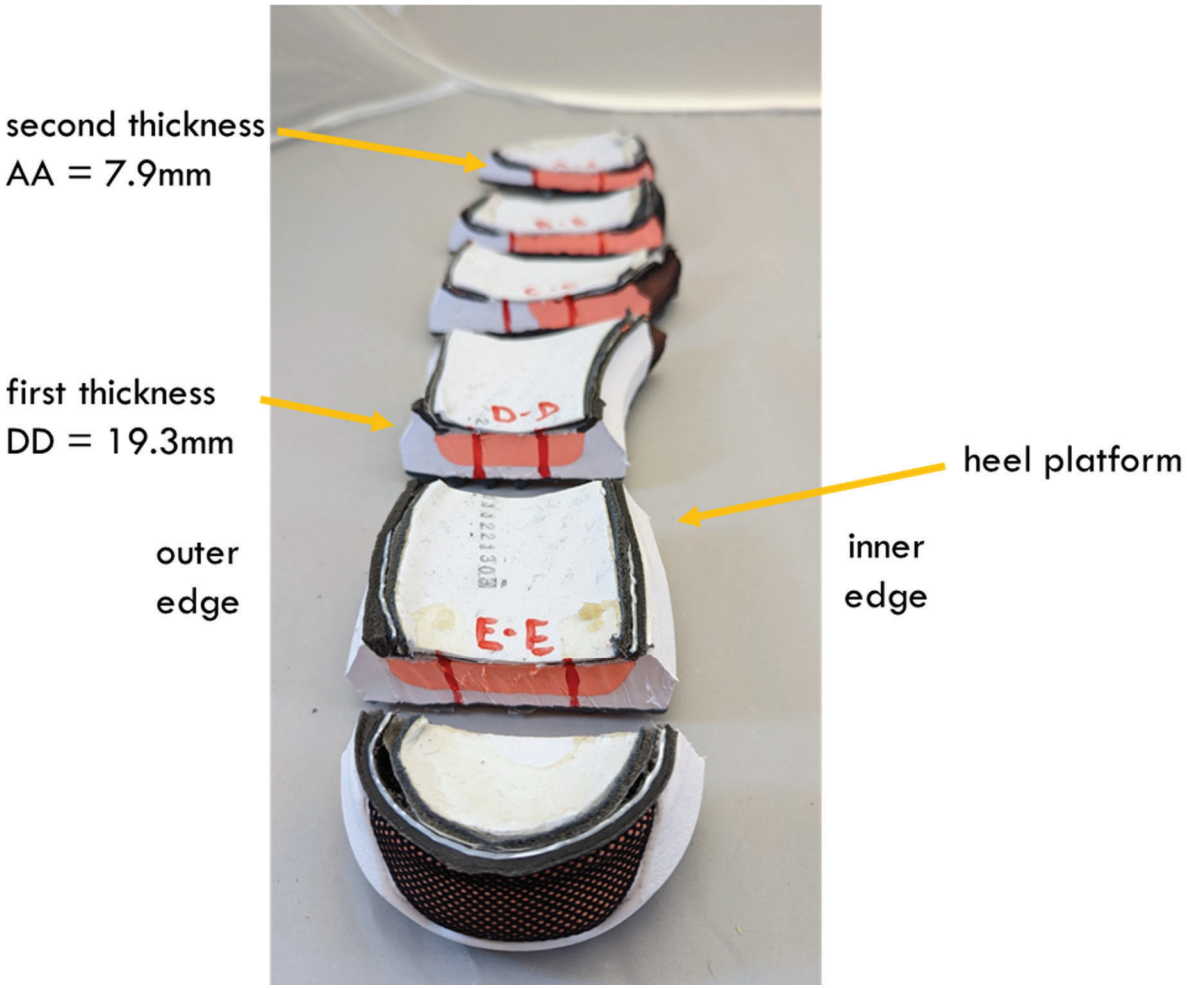
	Spieth 4 GTX  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[f]: wherein the forefoot platform is constructed of a second material having a gradient compression factor, wherein when the athletic shoe is worn by an athlete and weight of the athlete is applied to the athletic shoe, the second material compresses to a first level near an outer edge of the sole section and the second material compresses to a second level near an inner edge of the sole section, wherein the second level of compression is greater than the first level of compression,	In Accused Products, the forefoot platform is constructed of a second material having a gradient compression factor, wherein when the athletic shoe is worn by an athlete and weight of the athlete is applied to the athletic shoe, the second material compresses to a first level near an outer edge of the sole section and the second material compresses to a second level near an inner edge of the sole section, wherein the second level of compression is greater than the first level of compression. For example, in the HOVR Drive, the forefoot platform is constructed of a second material with a gradient compression factor. When the shoe is worn and weight is applied, the second material compresses to a first level with a durometer reading of 65 near an outer edge of the sole section and a second level with a durometer reading of 43 near an inner edge of the sole section. A lower durometer reading means the material is more compressible, so the second level of compression is greater than the first level of compression. 

The other Accused Products also have the forefoot platform is constructed of a second material having a gradient compression factor, wherein when the athletic shoe is worn by an athlete and weight of the athlete is applied to the athletic shoe, the second material compresses to a first level near an outer edge of the sole section and the second material compresses to a second level near an inner edge of the sole section, wherein the second level of compression is greater than the first level of compression. The durometer reading at the outer edge of the sole section and the inner edge of the sole section for each of the Accused Products is shown below.

Accused Product	Outer Durometer	Inner Durometer
Charged Curry	74	69
Curry 10	54	47
Curry 4 FloTro	52	43
Harper 5	64	52
Harper 6	59	43
Harper 7	64	56
Harper 8	54	45
HOVR Block City	44	32
HOVR Drive 2	64	55
HOVR Forge RC SL	66	32
HOVR Highlight Ace	70	45
HOVR Show GTX	43	19
Spieth 4 GTX	72	62

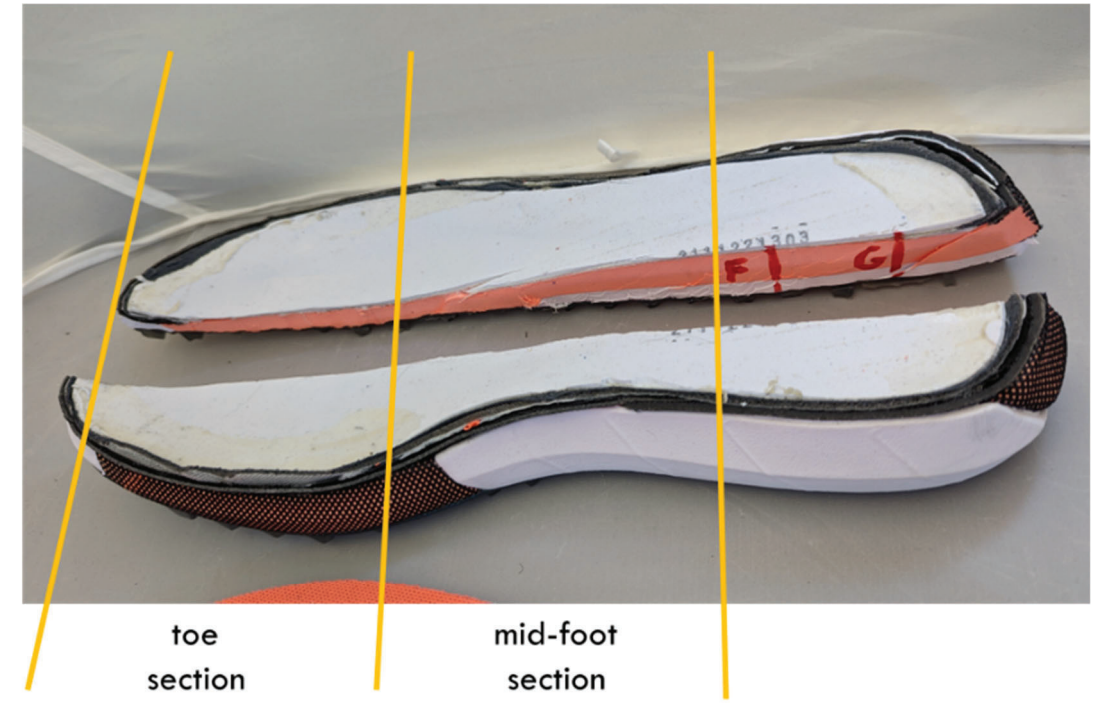
To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

1[g]: wherein the forefoot platform, at the outer edge, has a first thickness at a position proximal to the heel platform and a second thickness at a toe portion, wherein the first thickness is greater than the second thickness.	In the Accused Products, the forefoot platform, at the outer edge, has a first thickness at a position proximal to the heel platform and a second thickness at a toe portion, wherein the first thickness is greater than the second thickness. For example, in the HOVR Drive, the forefoot platform has a first thickness of 19.3mmmm at the outer edge proximal to the heel platform and a second thickness of 7.9mm at a toe portion, as shown below. 

The other Accused Products also have the forefoot platform, at the outer edge, has a first thickness at a position proximal to the heel platform and a second thickness at a toe portion, wherein the first thickness is greater than the second thickness. The first thickness and second thickness of each Accused Product is shown below.

Accused Product	First Thickness (DD outer)	Second Thickness (AA outer)
Charged Curry	21.8	14
Curry 10	27.2	18.9
Curry 4 FloTro	27	18.9
Harper 5	20.9	9.5
Harper 6	23.8	16.2
Harper 7	21.8	12.1
Harper 8	23.5	12.9
HOVR Block City	15.6	8.5
HOVR Drive 2	21.1	20.55
HOVR Forge RC SL	24.5	13.9
HOVR Highlight Ace	25.1	14.1
HOVR Show GTX	17.4	7.6
Spieth 4 GTX	12.2	6.3

To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
2: The athletic shoe of claim 1, wherein the forefoot section comprises: a mid-foot section; and a toe section proximal to the mid-foot section.	The Accused Products have the forefoot section comprises: a mid-foot section; and a toe section proximal to the mid-foot section. For example, the HOVR Drive has a mid-foot section and a toe section proximal to the mid-foot section, as shown below.  The other Accused Products also have the forefoot section comprises: a mid-foot section; and a toe section proximal to the mid-foot section.

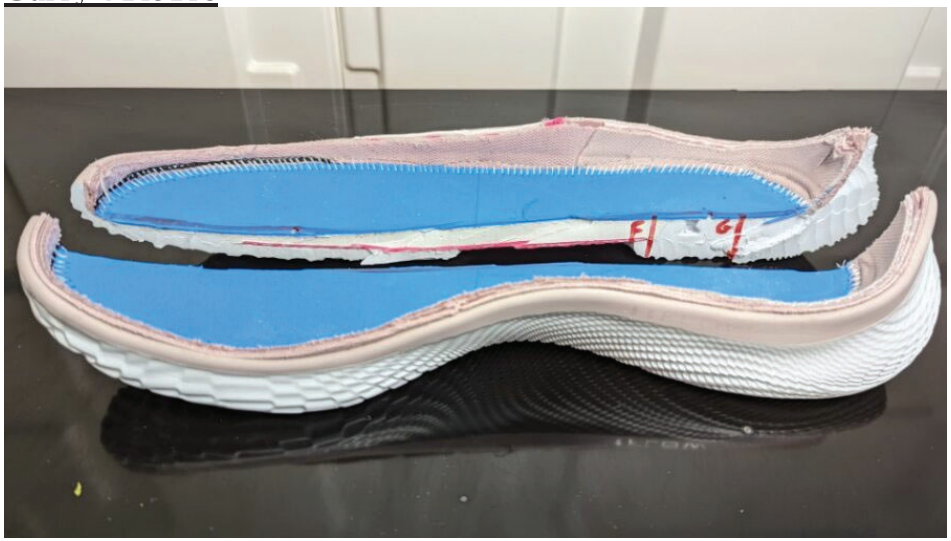
Charged Curry



Curry 10



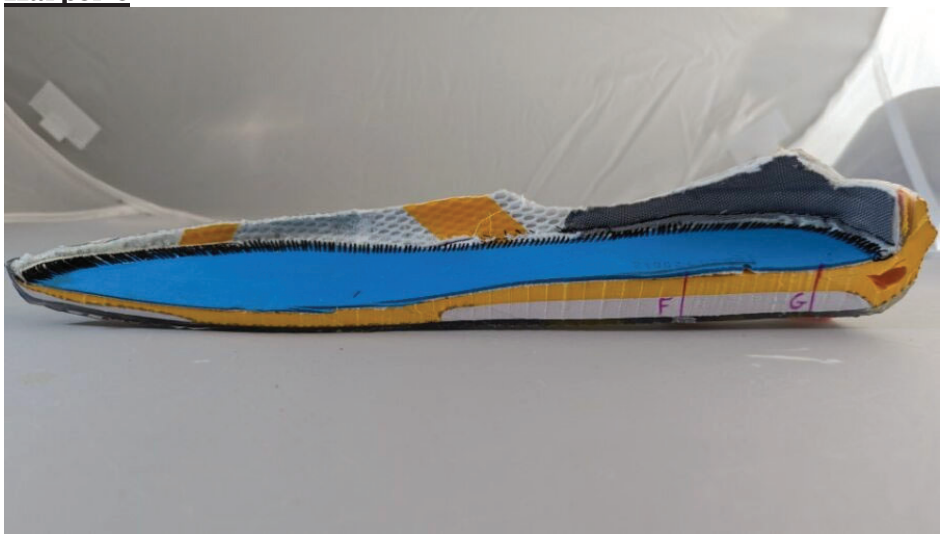
Curry 4 FloTro



Harper 5



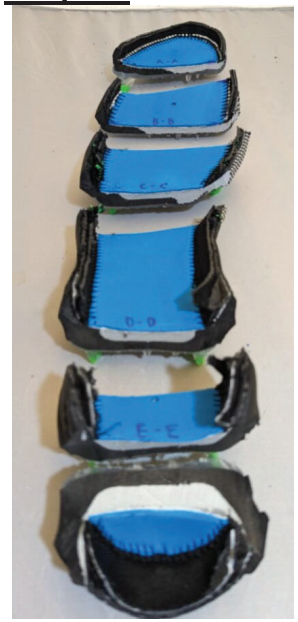
Harper 6



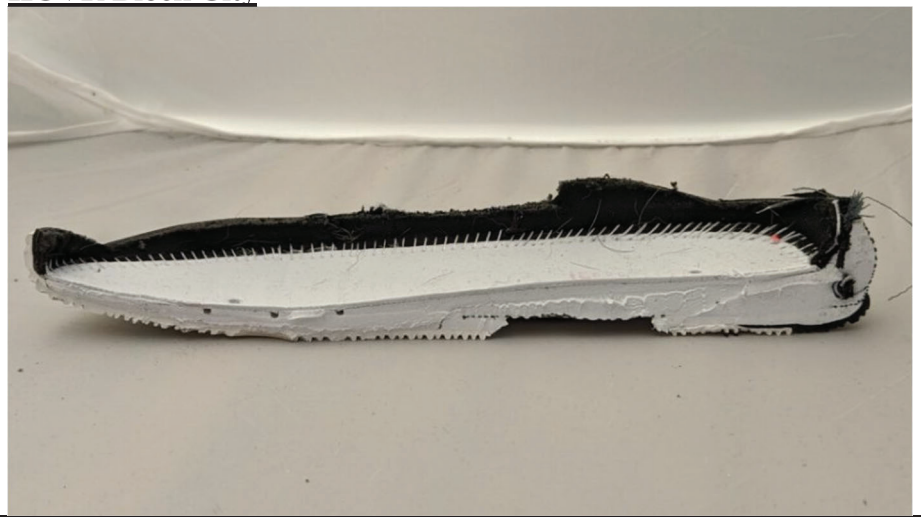
Harper 7



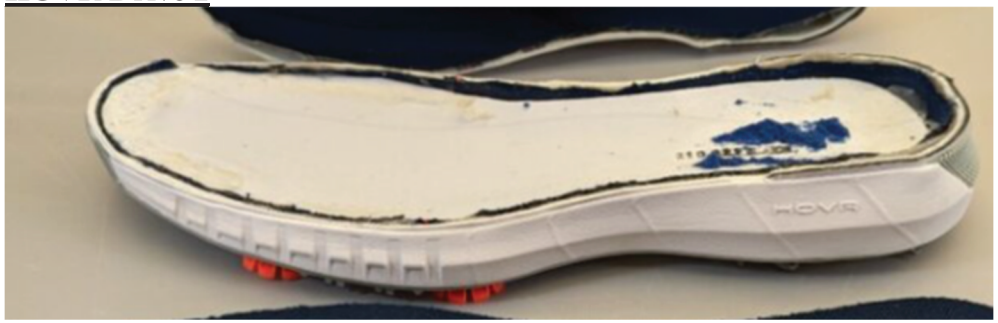
Harper 8



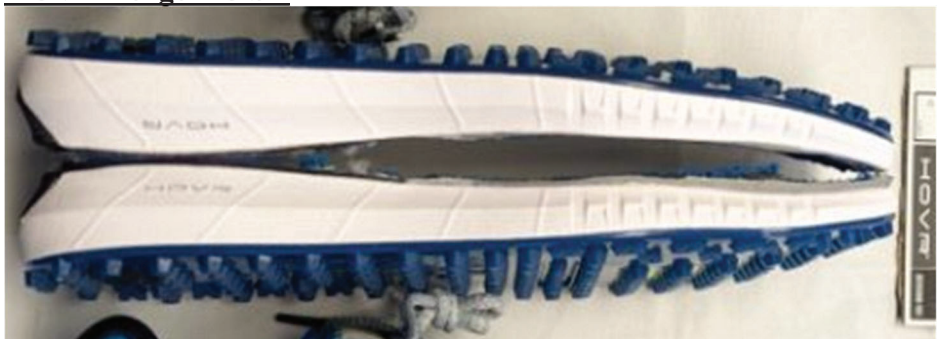
HOVR Block City



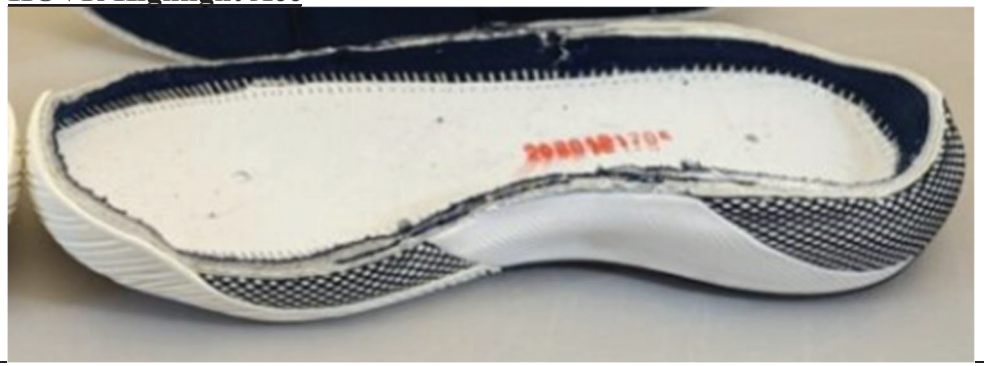
HOVR Drive 2



HOVR Forge RC SL



HOVR Highlight Ace



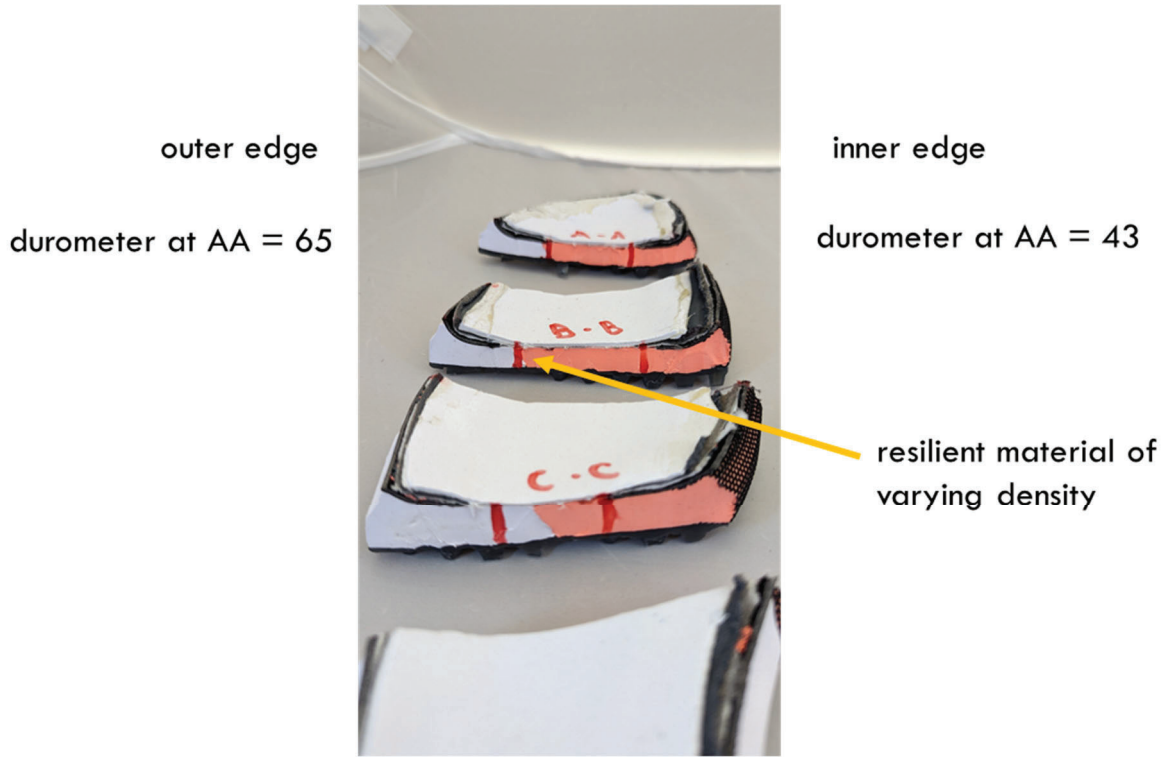
HOVR Show GTX



Spieth 4 GTX



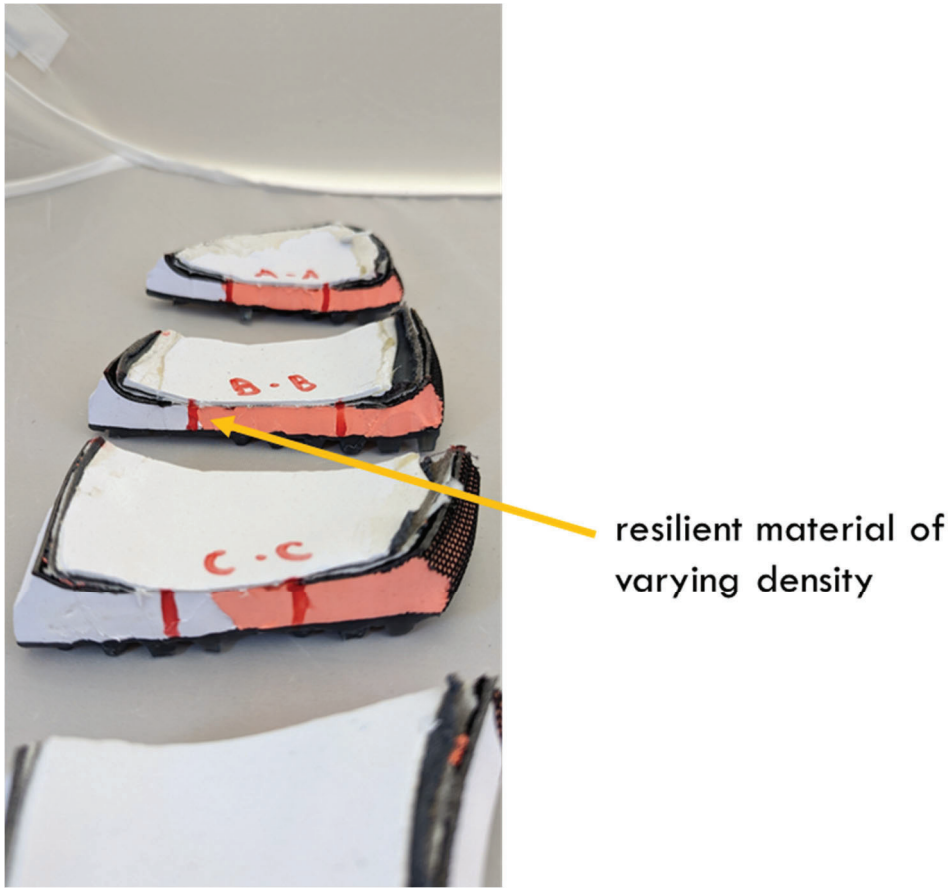
To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

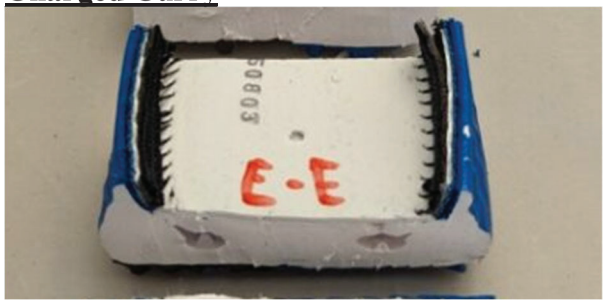
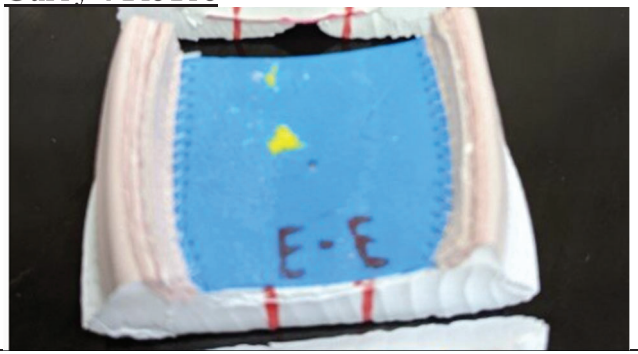
Claim	Exemplary Evidence of Infringement
3: The athletic shoe of claim 1, wherein the second material comprises: a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor.	The Accused Products have the second material comprises: a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. For example, in the HOVR Drive, the second material comprises a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. The second material has varying density, with a durometer reading of 65 at the outer edge and of 43 at the inner edge.  The other Accused Products also have the second material comprises: a resilient material of varying density to provide a compressible gradient to provide the gradient compression factor. The durometer reading at the outer edge and inner edge for each Accused Product is shown below.

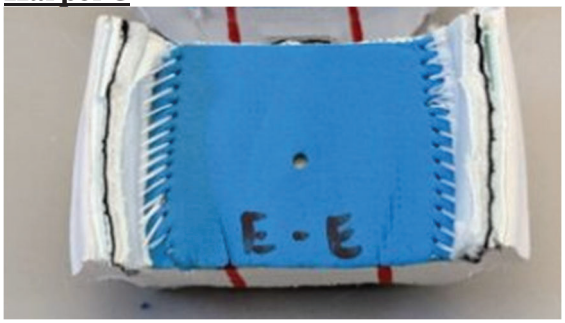
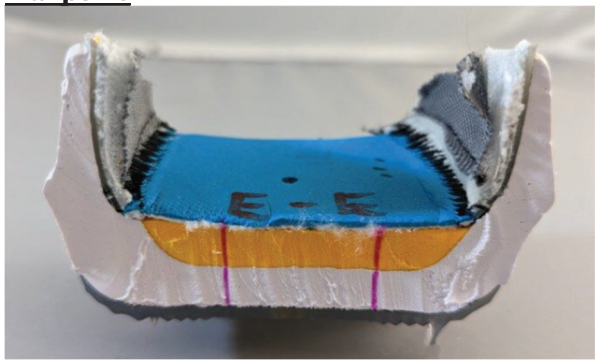
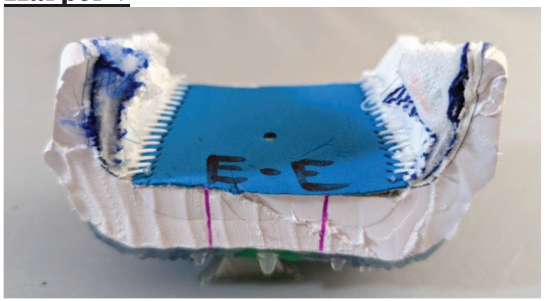
Claim	Exemplary Evidence of Infringement

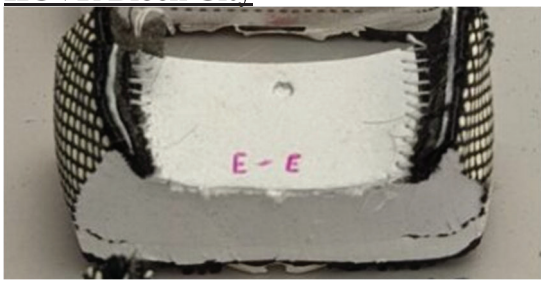
Accused Product	Outer Durometer	Inner Durometer
Charged Curry	74	69
Curry 10	54	47
Curry 4 FloTro	52	43
Harper 5	64	52
Harper 6	59	43
Harper 7	64	56
Harper 8	54	45
HOVR Block City	44	32
HOVR Drive 2	64	55
HOVR Forge RC SL	66	32
HOVR Highlight Ace	70	45
HOVR Show GTX	43	19
Spieth 4 GTX	72	62

To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

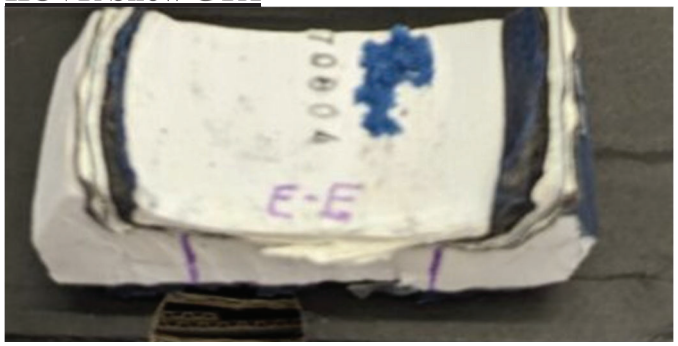
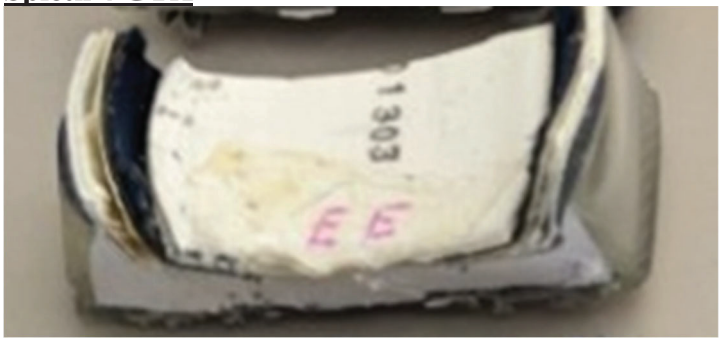
Claim	Exemplary Evidence of Infringement
4: The athletic shoe of claim 3, wherein the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material.	The Accused Products have the resilient material comprises one or more of: a rubber, a gel, a foam, a synthetic material. For example, HOVR Drive has a resilient material comprised of rubber, gel, foam, or synthetic material.  The other Accused Products also have the resilient material that comprises one or more of: a rubber, a gel, a foam, a synthetic material.

Claim	Exemplary Evidence of Infringement
	Charged Curry  **Curry 10**  **Curry 4 FloTro** 

Claim	Exemplary Evidence of Infringement
	Harper 5  **Harper 6**  **Harper 7** 

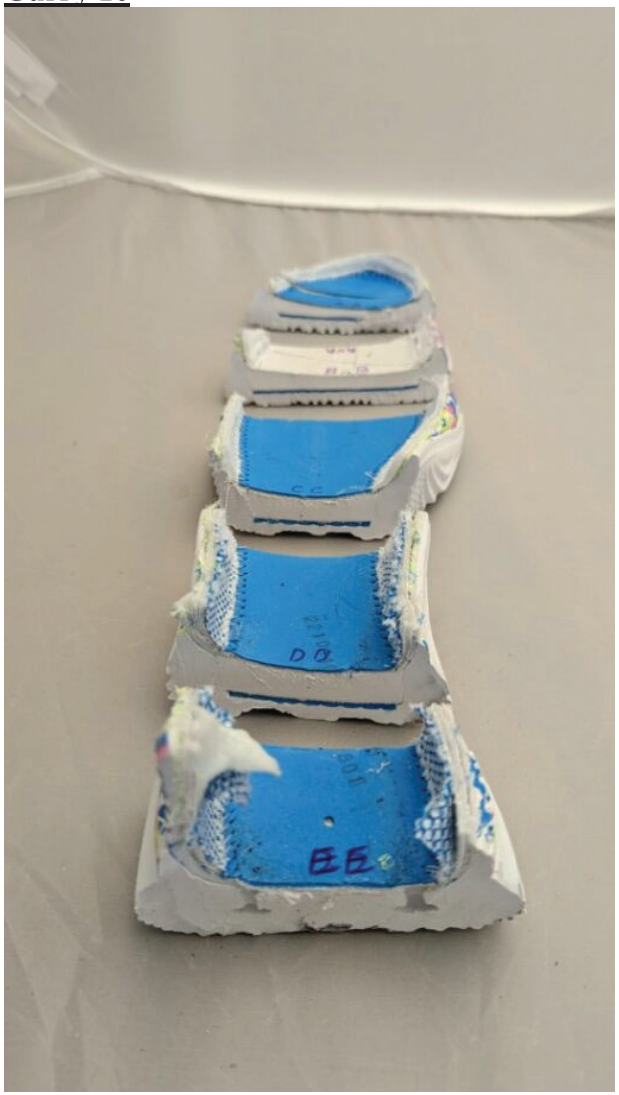
Claim	Exemplary Evidence of Infringement
	Harper 8  **HOVR Block City**  **HOVR Drive 2** 

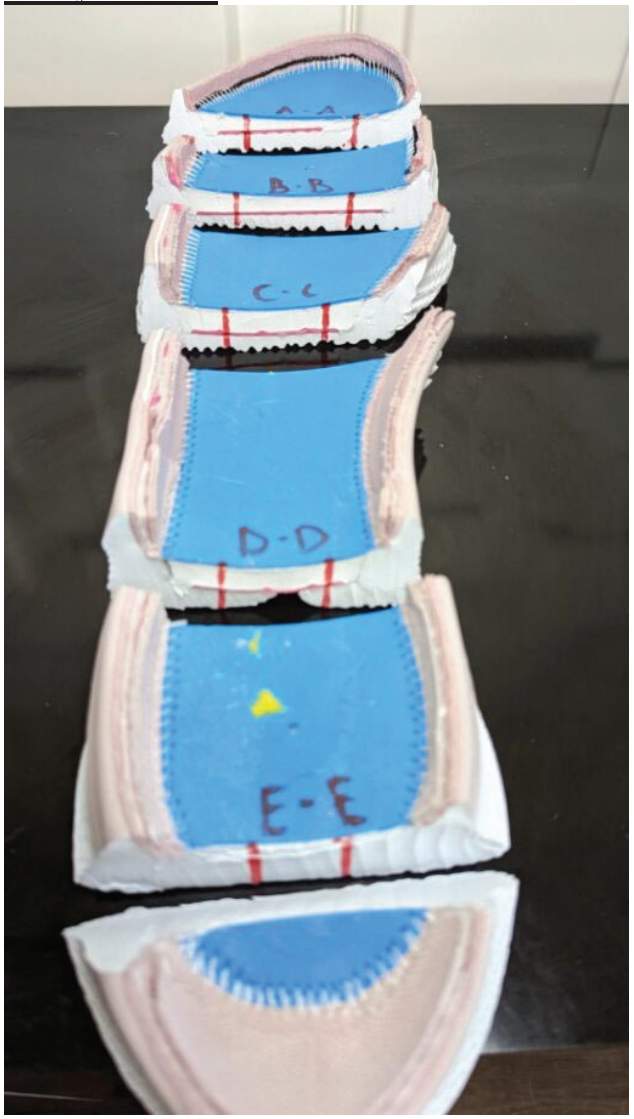
Claim	Exemplary Evidence of Infringement
	HOVR Forge RC SL  **HOVR Highlight Ace** 

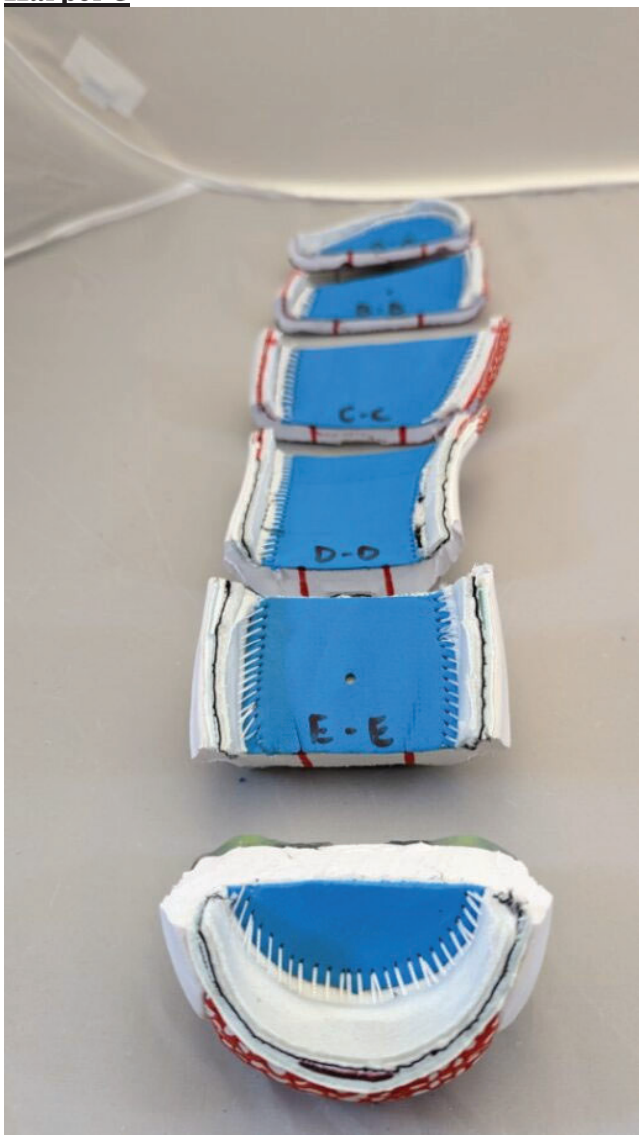
Claim	Exemplary Evidence of Infringement
	HOVR Show GTX  **Spieth 4 GTX**  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
5. The athletic shoe of claim 1, wherein the second material comprises: a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor, wherein a first material of the plurality of materials is one of a foam, a soft rubber, memory foam, a housing that holds a liquid, and a material that compresses under pressure and substantially returns to its uncompressed shape when the pressure is removed.	The Accused Products the second material comprises: a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor, wherein a first material of the plurality of materials is one of a foam, a soft rubber, memory foam, a housing that holds a liquid, and a material that compresses under pressure and substantially returns to its uncompressed shape when the pressure is removed. For example, the HOVR Drive has a second material comprising a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor. A first material of the plurality of materials is one of a form, a soft rubber, memory form, a housing that holds a liquid, and a material that compresses under pressure and substantially returns to its uncompressed shape when the pressure is removed. This is shown below. 

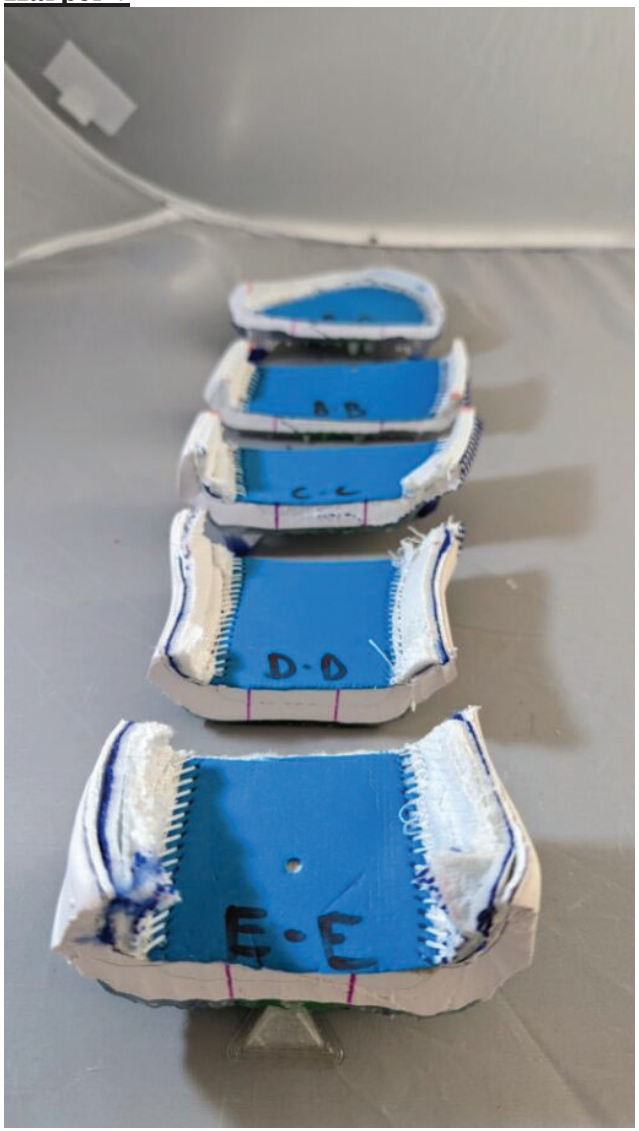
Claim	Exemplary Evidence of Infringement
	The other Accused Products also have a second material comprising a plurality of materials configured to provide a shape of the forefoot platform and to provide the gradient compression factor. A first material of the plurality of materials is one of a form, a soft rubber, memory form, a housing that holds a liquid, and a material that compresses under pressure and substantially returns to its uncompressed shape when the pressure is removed. **Charged Curry** 

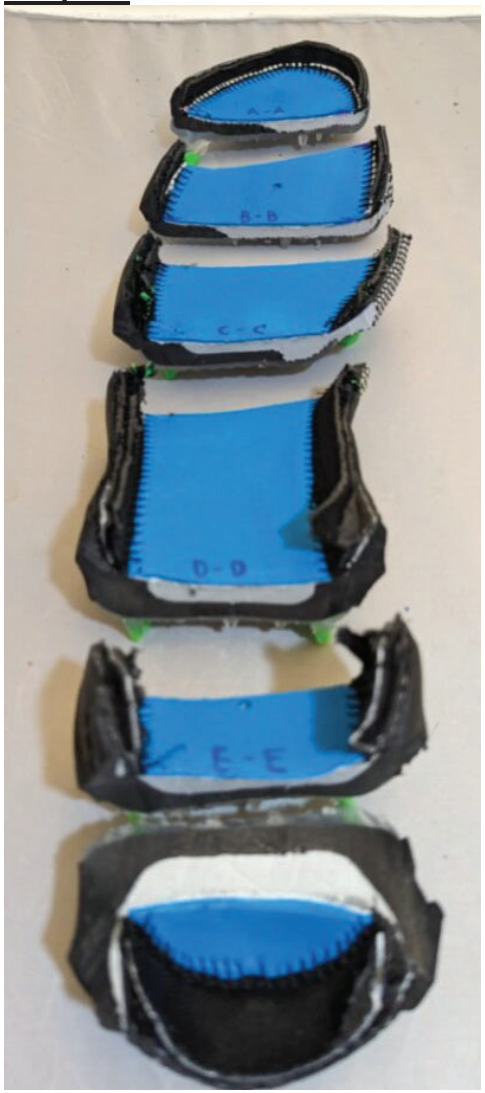
Claim	Exemplary Evidence of Infringement
	Curry 10 

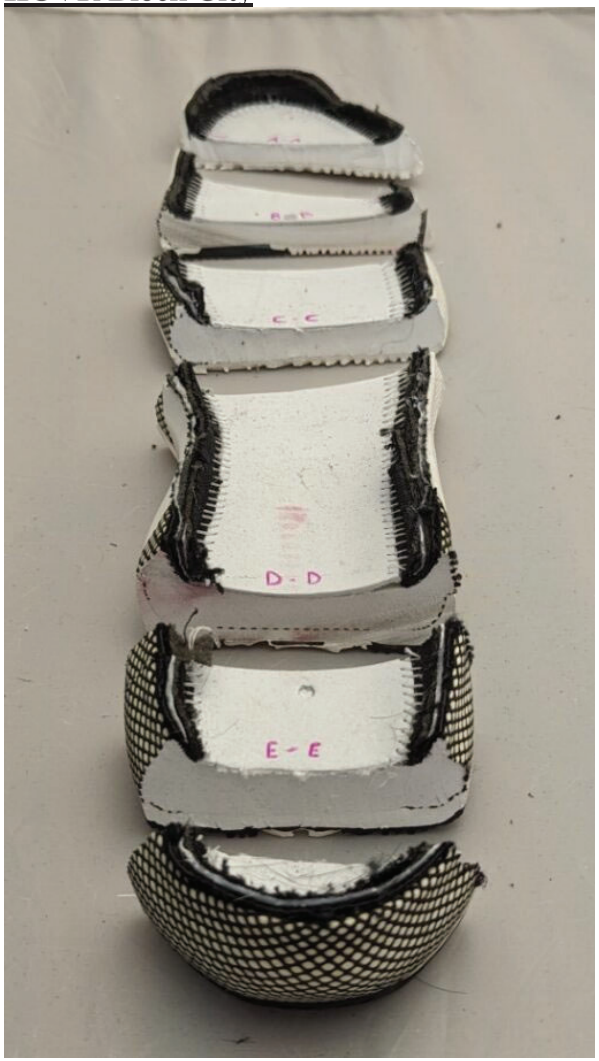
Claim	Exemplary Evidence of Infringement
	Curry 4 FloTro 

Claim	Exemplary Evidence of Infringement
	Harper 5 

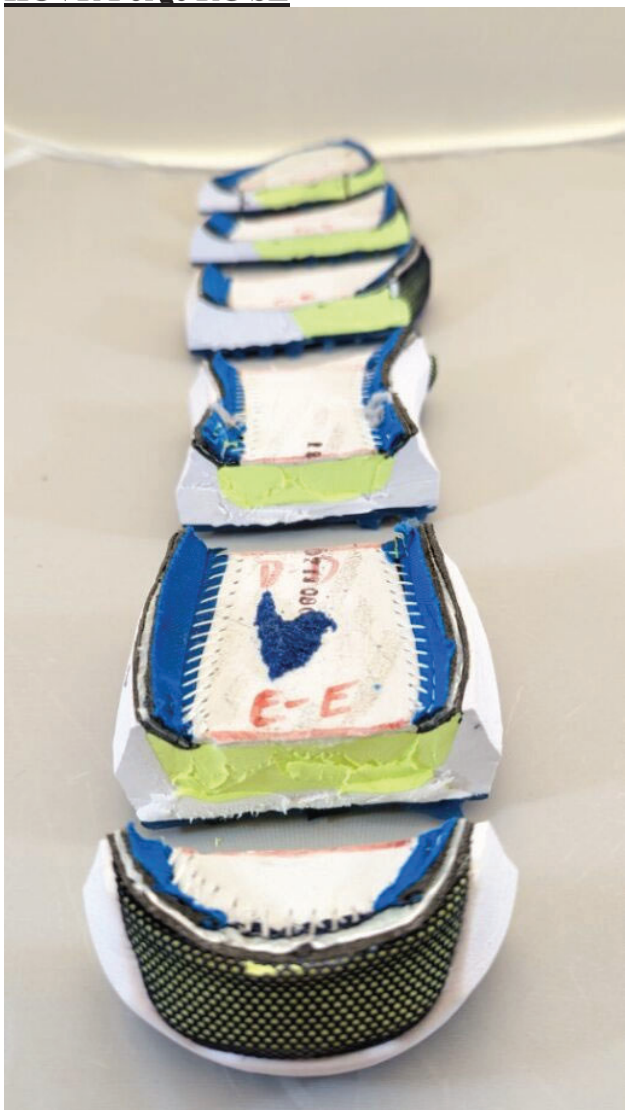
Claim	Exemplary Evidence of Infringement
	Harper 6 

Claim	Exemplary Evidence of Infringement
	Harper 7 

Claim	Exemplary Evidence of Infringement
	Harper 8 

Claim	Exemplary Evidence of Infringement
	HOVR Block City 

Claim	Exemplary Evidence of Infringement
	HOVR Drive 2 

Claim	Exemplary Evidence of Infringement
	HOVR Forge RC SL 

Claim	Exemplary Evidence of Infringement
	HOVR Highlight Ace 

Claim	Exemplary Evidence of Infringement
	HOVR Show GTX 

Claim	Exemplary Evidence of Infringement
	Spieth 4 GTX  To the extent Under Armour disputes literal infringement for this element, the Accused Products practice this element under the doctrine of equivalents. That is, the Accused Products perform substantially the same function, in substantially the same way, to achieve substantially the same result.

Claim	Exemplary Evidence of Infringement
8. The athletic shoe of claim 1, wherein the sole section comprises: **an insole;** **a mid-sole; and** **an out-sole.**	In the Accused Products, the sole comprises: an insole, a mid-sole, and an out-sole. For example, in the HOVR Drive, the sole section is shown below, and comprises an insole, a mid-sole, and an out-sole.  The other Accused Products also have the sole comprises: an insole, a mid-sole, and an out-sole. **Charged Curry** 

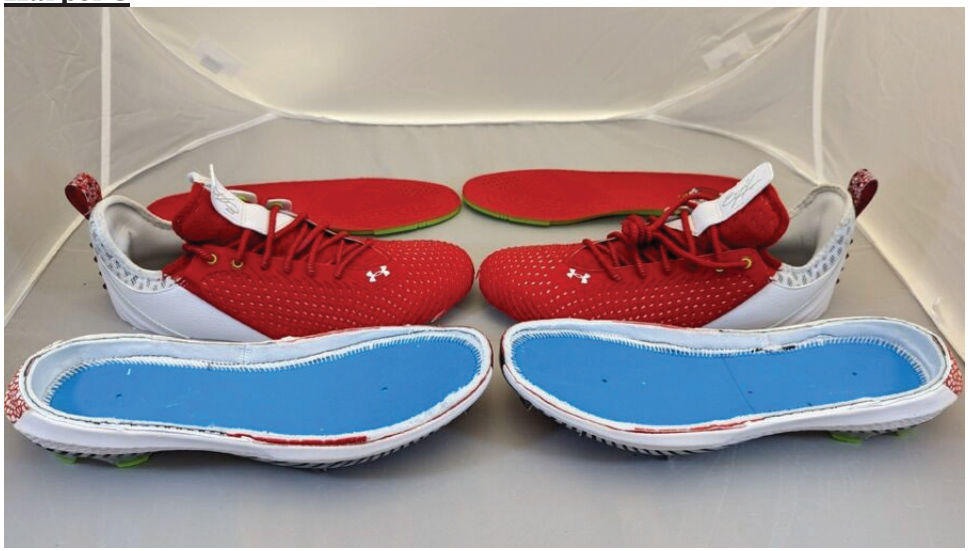
Curry 10



Curry 4 FloTro



Harper 5



Harper 6



Harper 7



Harper 8





HOVR Block City



HOVR Drive 2



HOVR Forge RC



HOVR Highlight Ace



HOVR Show GTX



Spieth 4 GTX



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