

From: [Seth Hasenour](#)
To: [Whitcher, Emily](#); [Lionra Counsel](#)
Cc: *** [Cisco Lionra II - GDC Team](#); melissa@gillamsmithlaw.com
Subject: Re: Lionra vs. Cisco (Lionra II) - Letter
Date: Monday, December 4, 2023 4:29:16 PM

[WARNING: External Email]

Brian,

We have reviewed and carefully considered your November 10 letter regarding the '441 and '518 patents. In an effort to narrow the case and the disputes, we have filed an amended complaint dropping the '441 patent.

We have also served amended infringement contentions for the '518 patent, including an amended Exhibit B dropping some previously asserted claims. Please confirm that Cisco does not oppose Lionra's motion for leave to serve these amended contentions for the '518 patent.

Regarding the '518 patent, we disagree with your positions in your letter and disagree that dismissal is appropriate. We note that your letter prematurely raises a number of claim construction issues. For instance, your letter cites *SuperGuide Corp. v. DirecTV Enters., Inc.*, 358 F.3d 870 (Fed. Cir. 2004) in support of a claim construction argument that the '518 claims allegedly require "an enhanced ACL that includes data related to all four of the following: user names, DNS names, Windows domain names, and physical addresses." Although the claim construction process does not begin until May, we note that we disagree with your construction. See, e.g., *Firtiva Corp. v. Funimation Glob. Grp., LLC*, No. 2:21-CV-00111-JRG-RSP, 2022 WL 23165, at *7 (E.D. Tex. Jan. 3, 2022) ("*Superguide* is context specific, and other courts have found it inapplicable when the facts so require."). Lionra will provide its proposed claim constructions pursuant to the schedule set forth in the Docket Control Order. Dkt. No. 30.

In light of the holidays and our experts' schedules, we would like to schedule a review of Cisco's source code for the '518 patent in January. Please confirm that the relevant source code will be available for inspection in your DC office so that we can schedule a review date in January.

Thanks,
Seth

From: "Whitcher, Emily" <EWhitcher@gibsondunn.com>
Date: Friday, November 10, 2023 at 12:34 PM
To: Seth Hasenour <shasenour@bc-lawgroup.com>, Lionra Counsel <Lionra_Counsel@b-clg.com>
Cc: *** Cisco Lionra II - GDC Team <GDCCiscoLionra-II@gibsondunn.com>, "melissa@gillamsmithlaw.com" <melissa@gillamsmithlaw.com>
Subject: Lionra vs. Cisco (Lionra II) - Letter

Counsel,

Please see the attached letter.

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