

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

EMPIRE TECHNOLOGY DEVELOPMENT
LLC

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA,
INC.

Defendants.

Case No. 2:23-cv-00427-JRG-RSP

JURY TRIAL DEMANDED

**PLAINTIFF EMPIRE TECHNOLOGY DEVELOPMENT LLC’S DISCLOSURE OF
PROPOSED TERMS AND CLAIM ELEMENTS FOR CONSTRUCTION**

Pursuant to Patent Local Rule 4-1 of the United States District Court for the Eastern District of Texas and the Docket Control Order in this case, Plaintiff Empire Technology Development LLC (“Empire”) hereby discloses the following list of claim terms, phrases, or clauses from U.S. Patent Nos. 8,798,120 and 8,565,331 for construction by the Court:

No.	Claim Term, Phrase or Clause	Patent and Claim	Applicability of 35 U.S.C. § 112(f)
1	“Replicated data”	’331 Patent, claim 1	N/A

Empire reserves all rights to amend this disclosure to identify additional claim terms, phrases, or clauses for construction by the Court and to propose constructions for all claim terms, phrases, or clauses that Defendants Samsung Electronics Co., Ltd. and Samsung Electronics America, Inc. may contend should be construed by the Court. *See* Patent Local Rule 4-2(a) (requiring the parties to “exchange a preliminary proposed construction of each claim term, phrase, or clause which the parties collectively have identified for claim construction purposes”).

Empire is available to meet and confer to finalize the list of the parties' proposed terms and claim elements for construction and facilitate the preparation of the Joint Claim Construction and Prehearing Statement in accordance with Patent Local Rule 4-1(b).

Further, this list is not intended as an indication that any term, phrase, or clause as construed by Empire does or should have a construction that differs from its plain and ordinary meaning, or that any term, phrase, or clause as construed by Empire does or should have its plain and ordinary meaning. Empire will identify its proposed constructions and supporting evidence at the time required by the Docket Control Order and in accordance with the applicable Patent Local Rules.

Dated: September 18, 2024

/s/ Nathaniel Browand

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CERTIFICATE OF SERVICE

I hereby certify that, on September 18, 2024, all counsel of record are being served with a copy of the foregoing document via electronic mail.

/s/ Nathaniel Browand
Nathaniel Browand