

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

Headwater Research LLC,

*Plaintiff,*

vs.

Cellco Partnership, d/b/a Verizon Wireless,  
Verizon Corporate Services Group Inc.,

*Defendants.*

CASE NO. 6:23-CV-00352-JRG-RSP

**PLAINTIFF HEADWATER  
RESEARCH LLC'S AMENDED  
DISCLOSURE OF ASSERTED  
CLAIMS AND INFRINGEMENT  
CONTENTIONS**

**JURY DEMANDED**

**PLAINTIFF HEADWATER RESEARCH LLC'S AMENDED DISCLOSURE OF  
ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS**

Pursuant to P.R. 3-1 and P.R. 3-2, patent owner Headwater Research LLC ("Headwater") hereby provides its disclosure of asserted claims and infringement contentions and its accompanying document production. This disclosure is based on the information available to Headwater as of the date of this disclosure, before Headwater has received any discovery on the design or operation of the defendants' products. Headwater reserves the right to amend this disclosure to the full extent permitted under the court's rules and orders.

**P.R. 3-1: DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT  
CONTENTIONS**

**P.R. 3-1(A): ASSERTED CLAIMS**

Headwater asserts that defendants Verizon Communications Inc., Cellco Partnership, d/b/a Verizon Wireless, Verizon Corporate Services Group Inc., (collectively "Verizon") infringe one or more of the following claims, directly, by inducement, by contributory infringement:



| <i>U.S. Patent No.</i> | <i>Asserted Claims</i>                                                                           |
|------------------------|--------------------------------------------------------------------------------------------------|
| 8,589,541              | 1-174                                                                                            |
| 8,924,543              | 1-13, 15-16, 21-23, 28, 30-33,<br>35-47, 57-66, 68-72, 80, 85-93,<br>96, 98-99, 112-113, 120-121 |
| 9,198,042              | 1-9, 12-14, 16-18                                                                                |
| 9,215,613              | 1-24                                                                                             |

Collectively, these four patents are referred to herein as the Asserted Patents, and these claims as the Asserted Claims.

**P.R. 3-1(B): ACCUSED INSTRUMENTALITIES OF WHICH HEADWATER IS AWARE**

In this section, Headwater provides lists of accused products that Headwater is aware of infringing based upon information presently available to it and its investigation to date. Headwater’s infringement claims are not limited to these listed products and specifically extend to all products and apparatuses of Verizon similar to the listed products that include the claimed elements. Unless otherwise stated, Headwater’s infringement assertions apply to all variations, versions, editions, and applications of each of the listed products.

**U.S. PATENT NO. 8,589,541**

Headwater accuses the following smartphones, basic phones, tablets, laptops, and hotspot devices sold (including those sold in bundles with data plans) or used by Verizon for use with Verizon’s wireless network services of infringing each of the Asserted Claims of the ’541 patent:

Servers, hardware, software, and services leased, owned, supported, and/or operated by Verizon comprising Verizon’s wireless network services functionality, including but not limited to “OTADM,” “PROPOTA” “VZOTADM,” “FOTA,” “SDM,” and/or “DM.” *See, e.g.,* VZN-HW0174593, VZN-HW0177231, VZN-HW0173610, VZN-HW0169149.

Date: January 12, 2024

/s/ Marc Fenster

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**ATTORNEYS FOR PLAINTIFF,  
Headwater Research LLC**



**CERTIFICATE OF SERVICE**

I certify that this document is being served upon counsel of record for Defendants on January 12, 2024, via electronic mail.

/s/ Marc Fenster  
Marc Fenster