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UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

SMITH INTERFACE TECHNOLOGIES, LLC, Plaintiff, v. APPLE INC., Defendant.	Case No. 3:23-cv-1187-TWR-BJC **JOINT CLAIM CONSTRUCTION CHART, WORKSHEET, AND HEARING STATEMENT PURSUANT TO PATENT L.R. 4.2**

Pursuant to this Court's Case Management Order Regulating Discovery and Other Pretrial Proceedings in a Patent Case (ECF No. 102) and Patent L.R. 4.2, Plaintiff Smith Interface Technologies, LLC ("Smith Interface") and Defendant Apple Inc. ("Apple") hereby file this Joint Claim Construction Chart, Worksheet, and Hearing Statement regarding the constructions of identified claim terms in U.S. Patent Nos. 10,642,413 (the "'413 Patent"); 10,649,578 (the "'578 Patent"); 10,649,580 (the "'580 Patent"); 10,656,754 (the "'754 Patent"); 10,656,755 (the "'755 Patent"); 10,656,758 (the "'758 Patent"); 10,671,212 (the "'212 Patent"); 10,725,581 (the "'581 Patent"); 10,936,114 (the "'114 Patent"); and 11,740,727 (the "'727 Patent") (collectively, the "Asserted Patents").

I. PARTIES' JOINT PRELIMINARY STATEMENT

The Parties would like to notify the Court that they have agreed to file an Amended Joint Claim Construction Chart, Worksheet, and Hearing Statement given that Smith Interface's October 18, 2024 "claim election of no more than 20 claim per patent and no more than 64 total claims" and November 28, 2024 "claim election of no more than ten claims per Asserted Patent and no more than 32 claims in total two weeks prior to claim construction hearing" (ECF No. 91) is expected to streamline and decrease the number of claim terms.

II. IDENTIFICATION OF MOST SIGNIFICANT TERMS

Pursuant to Patent L.R. 4.2(a), Smith Interface and Apple identify the following 10 terms as most significant to the resolution of the case (in no particular order):

1. "a reduction in a size [that is/so as to be] inversely related to the duration of the gesture" ('114 Patent, claims 27, 30, and 32);
2. "performing a [first/second/third] operation" ('413 Patent, claims 1 and 101) / "performing an operation [in connection with / on] the first application icon" ('758 Patent, claims 1 and 124) / "perform an operation" ('212 Patent, claims 1 and 16);

3. "adjacent" ('413 Patent, claim 7; '212 Patent, claim 57; '754 Patent claims 29, 193, 205, 206, 208);
4. "substantially fills" ('413 Patent, claim 9);
5. "action-option- display criteria" ('758 Patent, claims 1 and 124);
6. "movement criteria" ('758 Patent, claims 1 and 124);
7. "action options" ('758 Patent, claims 1 and 124);
8. "evaluating the first single-finger touch input against at least one of a plurality of criteria, including evaluating a duration of the first single-finger touch input against at least one of: one or more application-launch criteria, one or more action-option-display criteria, or one or more operation criteria, and further including evaluating a movement of the first single-finger touch input against one or more movement criteria"('758 Patent, claims 1, 27);
9. "when . . . the duration of the first contact is determined to be greater than the second user- configurable predefined duration . . . and the end of the first contact is not detected" ('581 Patent, claim 1);
10. "distance magnitude [of the gesture]" ('727 Patent, claims 1, 2; '754 Patent, claims 27, 32, 38, 75, 76-79, 83, 85, 86, 186, 208, 211, 218, 221).

A. Smith Interface's Statement

In agreeing to the above terms as the ten most significant, Smith Interface does not agree with Apple that eight of those terms, none of which Apple identified in its IPRs as indefinite, are indefinite. Rather, Smith Interface only agrees that a finding of indefiniteness would be dispositive of claims including those terms. Further, Smith Interface does not agree that the two remaining terms for which Apple apparently believes a construction would lead to noninfringement would, in fact, lead to noninfringement.

Smith Interface objects to Apple's identification of "a reduction in a size [that is/so as to be] inversely related to the duration of the gesture" as limited to Claims

27, 30, and 32 of the '114 Patent. Apple failed to explain during the meet and confer process why the similar language of Claim 1 of the '114 Patent ("a reduction in a size such that the size is inversely related to the magnitude of the duration of the gesture") would not be subject to the same construction.

B. Apple's Statement

Apple's position is that the four "criteria" terms in claims 1 and 124 of the '758 Patent (i.e., "application-launch criteria," "action-option-display criteria," "operation criteria," and "movement criteria") and the two "action option" terms in claims 1 and 124 of the '758 Patent (i.e., "action options" and "action option objects") should each be treated and briefed, respectively, as a single term for each group. The claim construction issues to be briefed and decided amongst these terms in each respective grouping are virtually identical to each other. The parties met and conferred on this position, but could not reach agreement. Therefore, for purposes of the top 10 terms above, Apple has selected representative terms from both the "criteria" and "action option" groups, but intends to brief and seek a claim construction ruling on each of the "criteria" and "action option" group terms.

In response to Smith's statement above with respect to the "a reduction in a size [that is/so as to be] inversely related to the duration of the gesture" term, Apple did explain during the meet and confer process why this construction is limited to Claims 27, 30, and 32 of the '114 Patent but, regardless, this Hearing Statement is not the proper filing for substantive arguments about the merits and applicability of proposed claim constructions.

III. JOINT CLAIM CONSTRUCTION CHART

Pursuant to Patent L.R. 4.2(b), Smith Interface's and Apple's proposed construction of each disputed claim term, along with each party's identification of supporting evidence, is attached as Exhibit A. For each disputed claim term, phrase, or clause, Exhibit A further includes each party's identification of the impact of the proposed constructions on the merits of the case.

IV. JOINT CLAIM CONSTRUCTION WORKSHEET

Pursuant to Patent L.R. 4.2(c), attached as Exhibit B is the Joint Claim Construction Worksheet, which includes Smith Interface's and Apple's disputed and agreed upon constructions.

V. ANTICIPATED LENGTH OF CLAIM CONSTRUCTION HEARING

Pursuant to Patent L.R. 4.2(d)(1), Smith Interface and Apple anticipate the length of time necessary for the Claim Construction hearing is approximately four (4) hours, and respectfully propose that each side be allocated approximately equal amounts of time to present their positions. If the Court requests a technology tutorial, the parties will meet and confer on the technology tutorial and its estimated length at that time.

VI. WITNESSES FOR CLAIM CONSTRUCTION HEARING

Pursuant to Patent L.R. 4.2(d)(2), Smith Interface and Apple do not expect to present live testimony of witnesses at the Claim Construction Hearing. The parties respectfully propose that expert testimony be submitted via declaration along with the claim construction briefing. Given that Smith Interface is expected to narrow its elected claims to no more than 20 per patent and 64 total claims by October 18, 2024, which Smith Interface believes will render moot the need for the parties to brief and the Court to construe certain disputed claim terms, the parties have agreed to the following schedule for exchange of expert declarations:

- October 22, 2024 – Apple serves Declaration of Dr. Bajaj
- October 29, 2024 – Smith Interface serves Responsive Declaration of Dr. Mahon

The parties will also jointly seek a ten day extension of the claim construction discovery deadline (from October 29, 2024 to November 8, 2024) in order to allow for depositions of Dr. Bajaj and Dr. Mahon, if necessary.

VII. ORDER OF PRESENTATION

Pursuant to Patent L.R. 4.2(d)(3), Smith Interface and Apple anticipate

presenting the claim-construction issues term by term.

Smith Interface and Apple propose that, on terms for which Apple contends are indefinite and on which Apple bears the burden of persuasion, that Apple present first followed by Smith Interface, or at the Court's discretion.

For all other terms, Apple proposes that the parties alternate who presents first, or at the Court's discretion, and Smith Interface proposes that for these terms the party to speak first will be at the Court's discretion.

Dated: October 1, 2024

Respectfully submitted,

/s/ *Daniel Leventhal*

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EXHIBIT A

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
when a slide or swipe gesture being applied to the touch screen is detected after the second duration of the touch being applied to the touch screen is detected in connection with the indicia after the first duration of the touch is detected without the ceasing, change at least one aspect of the display of the at least one menu.		
Term: "adjacent" **'413 Patent:** Claim 7 7. The electronic device of claim 1, wherein the electronic device is configured such that hardware status indicia is displayed **adjacent** to the first edge. **'212 Patent:**	**Proposed Construction:** Plain and ordinary meaning. **Impact Statement:** Smith Interface does not believe that the construction of this term is either case or claim dispositive. Indeed, as evidenced by Apple's invalidity contentions and petitions for *Inter Partes* Review, the parties do not dispute the meaning of this term. **Intrinsic Evidence:**	**Proposed Construction:** Indefinite. **Impact Statement:** Apple believes this term would dispose of all issues related to claim 7 of the '413 patent and claim 57 of the '212 patent. **Intrinsic Evidence:** '413 Patent at:

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
Claim 57 57. The mobile device of claim 16, wherein the mobile device is configured such that the at least one aspect of the display of the at least one menu is conditionally changed, based on whether a starting location of the slide or swipe gesture is at least **adjacent** an edge of touch screen. **<u>'754 Patent:</u>** Claims 29, 193, 205, 206 and 208 29. The apparatus of claim 27, wherein the apparatus is configured such that the at least part of the gesture is detected on the touch screen **adjacent** an edge of the touch screen.	The specification of the '413 Patent generally, including but not limited to: '413 Patent at Abstract, 1:37–2:46, 58:10–17, 59:38–58, 60:3–9, 67:30–42, 77:54–65, fig. 18. The claims of the '413 Patent. '413 Prosecution History. IPR2024-01083 The specification of the '212 Patent generally, including but not limited to: '212 Patent at 66:64–67:8, 77:19–31, fig. 18. The claims of the '212 Patent. '212 Prosecution History. IPR2024-01089 **<u>Extrinsic Evidence:</u>** Smith Interface reserves the right to rely on testimony from Dr. Mahon. Dr. Mahon may testify regarding the plain	Claims 7, 35, 42, 56, 85, 92, 97, 98, 105, 109, 110, 116, 120, 121. '212 Patent at: Claims 56, 57, 123, 124 18:51-59, 29:19-30, 67:42-53, 77:64-78:8. '212 File history at: • August 31, 2019 Filing • December 23, 2019 Amendment • December 30, 2019 Amendment • January 8, 2020 Applicant Proposed Amendment • January 8, 2020 Examiner Amendment • March 9, 2020 Amendment • April 2, 2020 Summary of Applicant Interview **<u>Extrinsic Evidence:</u>** Apple reserves the right to rely on testimony from Dr. Chandrajit Bajaj. Dr. Bajaj may testify regarding the plain meaning of the term to a person

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
193. The apparatus of claim 186, wherein the apparatus is configured such that: the at least part of the gesture is detected on the touch screen **adjacent** to the object; the object is displayed to move with at least some of the gesture; the object includes a battery-related icon; when a first duration of touch being applied to the touch screen on at least one option of the menu and a subsequent cessation of the first duration of touch being applied to the touch screen on the at least one option are detected: an action associated with the at least one option is performed; and when a second duration of touch, that is greater than the first duration, being	meaning of the term to a person of ordinary skill in the art in view of the patent specification and other intrinsic evidence. Dr. Mahon may further testify that the term viewed in light of the specification and other intrinsic evidence informs those skilled in the art about the scope of the alleged invention with reasonable certainty. Smith Interface may also rely on Defendant's invalidity contentions and Smith Interface's infringement contentions, including any references or citations therein. Smith Interface reserves the right to rely upon any evidence cited or relied upon by Defendant.	of ordinary skill in the art in view of the patent specification and other intrinsic evidence. Dr. Bajaj may further testify that the term viewed in light of the specification and other intrinsic evidence fails to inform those skilled in the art about the scope of the alleged invention with reasonable certainty.

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
applied to the touch screen on the at least one option is detected: another menu including at least one other option is displayed. 205. The apparatus of claim 186, wherein the apparatus is configured such that: when the at least part of the gesture is detected on the touch screen on the object, that includes a battery-related icon, **adjacent** to a first position on the edge of the touch screen: the object is displayed to move with at least some of the gesture, the at least one option includes a wide area network option, a local area network option, and a volume option, when a first duration of touch being applied to the touch screen on at		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
least one option of the menu and a subsequent cessation of the first duration of touch being applied to the touch screen on the at least one option are detected: an action associated with the at least one option is performed, and when a second duration of touch, that is greater than the first duration, being applied to the touch screen on the at least one option is detected: another menu including at least one other option is displayed; and when the at least part of the gesture is detected on the touch screen at a second position on the edge of the touch screen: the at least one option includes a message		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
option for displaying an associated message in response to a selection thereof. 206. The apparatus of claim 205, wherein the apparatus is configured such that, when the at least part of the gesture is detected on the touch screen on the object, that includes the battery-related icon, **adjacent** to the first position on the edge of the touch screen: the blurring indicates a movement of the object from a first virtual display layer to a second virtual display layer. 208. The apparatus of claim 2, wherein the apparatus is configured such that: the at least part of the gesture on the touch screen is detected when the object is displayed;		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
the at least part of the gesture on the touch screen is detected when a particular application interface of a particular application is displayed; the gesture includes a swipe gesture; the at least part of the gesture on the touch screen is detected on the object; the at least part of the gesture on the touch screen is detected at or **adjacent** to an edge of the touch screen; when the magnitude, including a distance magnitude, of the gesture detected on the touch screen is not detected to increase above a distance threshold, a home screen for choosing among a plurality of application is displayed; and when the magnitude, including the distance		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
magnitude, of the gesture detected on the touch screen is detected to increase above the distance threshold, a multitasking interface for choosing among a plurality of active applications is displayed, such that: the multitasking interface is displayed in at least one first virtual display layer that appears above a second virtual display layer including the at least portion of the at least one other object that is blurred, and the multitasking interface remains displayed after the completion of the gesture.		
Term: "substantially fills" **'413 Patent:** Claim 9	**Proposed Construction:** Plain and ordinary meaning **Impact Statement:**	**Proposed Construction:** Indefinite. **Impact Statement:**

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
displayed in at least one first virtual display layer which appears above at least one second virtual display layer that includes at least a portion of the user interface of the network browser application that remains at least partially visible.		
Term: "distance magnitude [of the gesture]" **'727 Patent:** Claims 1 and 2 1. A device, comprising: at least one non-transitory memory; a touch screen; and one or more processors in communication with the at least one non-transitory memory, and the touch screen, wherein the one or more processors execute instructions in the at least	**Proposed Construction:** Plain and ordinary meaning. **Impact Statement:** Apple has yet to articulate its reasoning for why this claim term needs to be construed other than plain and ordinary meaning. Presumably, Apple believes that if the Court adopts its proposed construction, its invalidity or noninfringement positions will improve. **Intrinsic Evidence:** The specification of the '727 Patent generally, including but not limited to:	**Proposed Construction:** "length [of the gesture]" **Impact Statement:** Apple believes this term would fully dispose of all issues related to the '727 patent and dispose of all issues related to claims 27, 32, 38, 75-79, 83, 85, 86, 186, 208, 211, 218, 221 of the '754 patent. **Intrinsic Evidence:** '727 patent at: 14:11-15:31, 60:43-47. Claims 1 and 2.

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
one non-transitory memory, to cause the device to: display an object and at least one other object; detect at least part of a gesture on the touch screen; and during detection of at least a portion of the gesture before a completion thereof is detected, blur, based on a change in a **distance magnitude** of the gesture being detected on the touch screen to thereby move the object on the touch screen, at least a portion of the at least one other object that is not overlapped, such that a magnitude of the blur itself, and not a magnitude of an area of the touch screen that is blurred, is increased as a	'727 Patent at 20:62-21:13, 27:38-43, 60:43-61:4, and 63:27-34. The claims of the '727 Patent. '727 Prosecution History. IPR2024-01256 **<u>Extrinsic Evidence:</u>** Smith Interface reserves the right to rely on testimony from Dr. Mahon. Dr. Mahon may testify regarding the plain meaning of the term to a person of ordinary skill in the art in view of the patent specification and other intrinsic evidence. Dr. Mahon may further testify that the term viewed in light of the specification and other intrinsic evidence informs those skilled in the art about the scope of the alleged invention with reasonable certainty. Smith Interface may also rely on Defendant's invalidity contentions and Smith Interface's infringement	'754 patent at: 2:6-39, 14:31-15:51, 60:64-61:5. Claims 27, 32, 38, 75-79, 83, 85, 86, 186, 208, 211, 218, 221. **<u>Extrinsic Evidence:</u>** Apple reserves the right to rely on testimony from Dr. Chandrajit Bajaj. Dr. Bajaj may testify that the proposed construction is consistent with the plain meaning of the term as understood by a person of ordinary skill in the art when read in view of the patent specifications and other intrinsic evidence.

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
function of an increase in the distance magnitude. 2. The device of claim 1, wherein the device is configured such that: the object includes a graphic object; the object is displayed closer to a top edge of the touch screen than a bottom edge of the touch screen; an aspect of the object other than a location thereof is modified, based on the change in the **distance magnitude** of the gesture being detected on the touch screen; and the at least one other object includes a background image. **<u>'754 Patent:</u>** Claims 27, 32, 38, 75-79, 83, 85, 86, 186, 208, 211, 218, 221	contentions, including any references or citations therein. Smith Interface reserves the right to rely upon any evidence cited or relied upon by Defendant.	

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
27. The apparatus of claim 2, wherein the apparatus is configured such that, when the magnitude, including a **distance magnitude**, of the gesture detected on the touch screen is detected to increase above a distance threshold, a menu is displayed with at least one option. 32. The apparatus of claim 27, wherein the apparatus is configured such that the **distance magnitude** of the gesture is detected to increase above the distance threshold and the menu is displayed for a first gesture in a first use scenario, and the **distance magnitude** of the gesture is not detected to increase above the distance threshold and the menu is not displayed for a second		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
gesture in a second use scenario. 38. The apparatus of claim 27, wherein the apparatus is configured such that the **distance magnitude** includes a length magnitude, and the distance threshold includes a length magnitude. 75. The apparatus of claim 27, wherein the apparatus is configured such that, when the magnitude, including the **distance magnitude**, of the gesture detected on the touch screen is detected to not increase above the distance threshold, a home screen for choosing among a plurality of applications is displayed. 76. The apparatus of claim 27, wherein the apparatus is configured such that, when the magnitude, including the		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
distance magnitude, of the gesture detected on the touch screen is detected to not increase above the distance threshold, a home screen for choosing among a plurality of applications is displayed instead of the menu. 77. The apparatus of claim 27, wherein the apparatus is configured such that, when the magnitude, including the **distance magnitude**, of the gesture detected on the touch screen is detected to not increase above the distance threshold, a home screen for choosing among a plurality of applications remains displayed instead of displaying the menu. 78. The apparatus of claim 27, wherein the apparatus is configured such that the **distance magnitude** of the		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
gesture is detected to increase above the distance threshold and the menu is displayed in a first use scenario; and the **distance magnitude** of the gesture is not detected to increase above the distance threshold, the menu is not displayed and a home screen for choosing among a plurality of applications is displayed in a second use scenario. 79. The apparatus of claim 27, wherein the apparatus is configured such that: the **distance magnitude** of the gesture is detected to increase above the distance threshold and the menu is displayed for a first gesture in a first use scenario; and the **distance magnitude** of the gesture is not detected to increase above the distance threshold, the menu is not		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
displayed, and a home screen for choosing among a plurality of applications is displayed for a second gesture in a second use scenario. 83. The apparatus of claim 2, wherein the apparatus is configured such that, when a **distance magnitude** of the gesture detected on the touch screen is detected to increase above a distance threshold, and a duration magnitude of the gesture detected on the touch screen is detected to increase above a duration threshold, a menu is displayed with at least one option. 85. The apparatus of claim 83, wherein the apparatus is configured such that the menu is not displayed, when the **distance magnitude** of		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
the gesture detected on the touch screen is detected to not increase above the distance threshold and the duration magnitude of the gesture detected on the touch screen is detected to increase above the duration threshold. 186. The apparatus of claim 2, wherein the apparatus is configured such that: the at least part of the gesture is detected on the touch screen on an edge of the touch screen; the magnitude of the gesture includes a **distance magnitude**; the gesture includes a swipe gesture; a magnitude of the blurring is continuously increased as a continuous function of an increase in the magnitude of the gesture being detected on the touch screen;		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
a magnitude of the blurring is continuously decreased as a continuous function of another change; and when the magnitude of the gesture detected on the touch screen is detected to increase above a distance threshold, a menu is displayed with at least one option, such that: the at least one other object is displayed via a first virtual display layer, the menu is displayed in a second virtual display layer that appears above the first virtual display layer, and the menu remains displayed after a completion of the gesture. 208. The apparatus of claim 2, wherein the apparatus is configured such that: the at least part of the gesture on the touch screen is		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
detected when the object is displayed; the at least part of the gesture on the touch screen is detected when a particular application interface of a particular application is displayed; the gesture includes a swipe gesture; the at least part of the gesture on the touch screen is detected on the object; the at least part of the gesture on the touch screen is detected at or adjacent to an edge of the touch screen; when the magnitude, including a **distance magnitude**, of the gesture detected on the touch screen is not detected to increase above a distance threshold, a home screen for choosing among a plurality of application is displayed; and		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
when the magnitude, including the **distance magnitude**, of the gesture detected on the touch screen is detected to increase above the distance threshold, a multitasking interface for choosing among a plurality of active applications is displayed, such that: the multitasking interface is displayed in at least one first virtual display layer that appears above a second virtual display layer including the at least portion of the at least one other object that is blurred, and the multitasking interface remains displayed after the completion of the gesture 211. The apparatus of claim 209, wherein the apparatus is configured such that the home screen, including the at least portion of the at least		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
one other object, is blurred, when the magnitude, including the **distance magnitude**, of the gesture detected on the touch screen is detected to increase above the distance threshold. 218. The apparatus of claim 2, wherein the apparatus is configured such that: the at least part of the gesture on the touch screen is detected when a home screen for choosing among a plurality of applications is displayed, the home screen including the at least one other object; the gesture includes a swipe gesture; the at least part of the gesture on the touch screen is detected at an edge of the touch screen; when the magnitude, including a **distance**		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
magnitude, of the gesture detected on the touch screen is not detected to increase above a distance threshold or a duration magnitude of the gesture detected on the touch screen is not detected to increase above a duration threshold, the home screen for choosing among the plurality of applications remains displayed; and when the magnitude, including the **distance magnitude**, of the gesture detected on the touch screen is detected to increase above the distance threshold and the duration magnitude of the gesture detected on the touch screen is detected to increase above the duration threshold: a multitasking interface for choosing among a plurality of active applications is displayed, such that:		

EXHIBIT A: JOINT CLAIM CONSTRUCTION CHART

Claim Term	Plaintiff's Proposed Construction	Defendant's Proposed Construction
the multitasking interface is displayed in at least one first virtual display layer that appears above a second virtual display layer including the at least portion of the at least one other object that is blurred, and the multitasking interface remains displayed after the completion of the gesture. 221. The apparatus of claim 219, wherein the apparatus is configured such that at least a portion of the home screen, including the at least portion of the at least one other object, is blurred, when the magnitude, including the **distance magnitude**, of the gesture detected on the touch screen is detected to increase above the distance threshold.		