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

FACET TECHNOLOGY CORP.,	)	
	)	
Plaintiff,	)	Civil Action No. 2:24-cv-00058 – RWS-RSP
	)	
v.	)	
	)	**JURY TRIAL DEMAND**
MOBILEYE GLOBAL, INC.	)	
	)	
Defendant.	)	
	)	

PLAINTIFF'S DISCLOSURE OF
ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS

Pursuant to Local Patent Rules 3-1 and 3-2, Facet Technology Corp., ("Facet") hereby provides its disclosure of asserted claims and preliminary infringement contentions and accompanying document production. Facet's disclosures are made without the benefit of Defendant Mobileye Global Inc.'s ("Mobileye") documents or other discovery materials and certain information is not yet available to Facet that may be specifically relevant to its infringement claims. Facet reserves the right to supplement or alter its disclosures herein based on additional information obtained through discovery concerning Mobileye's products.

I. DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS

A. Infringed Claims

Claims 12-15, 17 of U.S. Patent No. 9,335,255 ("'255 Patent") and Claims 1, 3-4, 9-13, 17-19 of U.S. Patent No. 9,671,328 ("'328 Patent") are asserted. Facet reserves the right to amend and supplement its identification of asserted claims based upon additional information obtained through formal discovery.

B. Infringing Products

Based upon information presently available to it, Facet asserts infringement against Mobileye's Lane Departure Warning ("LDW") Technologies that utilize Mobileye EyeQ3 and Mobileye EyeQ4 Systems-on-Chip (SOCs) implemented into various vehicle manufacturer's vehicles. Facet reserves the right to augment and supplement its identification of infringing products based upon additional information obtained through formal discovery.

C. Claim Charts for Literal Infringement

Facet's detailed preliminary infringement assertions for the Accused Products are contained in claim charts provided as Exhibits A-B.

Facet reserves the right to augment and supplement its preliminary claim charts based upon additional information obtained through formal discovery.

D. Doctrine of Equivalents

Facet alleges that Mobileye literally infringes all claims identified above. To the extent any differences are alleged to exist between the above-identified claims and Mobileye's infringing products, such differences are insubstantial and Mobileye's products perform substantially the same function, in substantially the same way, to yield substantially the same result, and therefore Mobileye infringes under the doctrine of equivalents.

Facet reserves the right to augment and supplement its disclosure concerning the doctrine of equivalents based upon additional information obtained through formal discovery.

E. Priority Claim to an Earlier Application

The '255 Patent claims priority to June 7, 2001, the filing date of Provisional Application Serial No. 60/296,596. The '328 Patent claims priority to August 12, 2000 the filing date

Provisional Application Serial No. 60/224,761. The relevant prosecution histories can be found at FACET0000001 - FACET0000670 as required by P.R. 3-2.

F. Practice of the Claimed Invention

There are no Facet products to its knowledge that practice that claimed invention.

II. DOCUMENT PRODUCTION ACCOMPANYING DISCLOSURE (P.R. 3-2)

A. P.R. 3-2(a) Disclosure

Facet has no responsive documents to P.R. 3-2(a) within its possession, custody, or control. However, its investigation is ongoing and Facet will supplement these disclosures if it obtains any responsive documents during discovery.

B. P.R. 3-2(b) Disclosure

Facet production has been provided with these disclosures. However, its investigation is ongoing and Facet will supplement these disclosures if it obtains any responsive documents during discovery.

D. P.R. 3-2(c) Disclosure

Facet is producing the certified file histories for the ’255, and ’328 Patents at FACET0000001 - FACET0000670.

Dated: August 26, 2024

Respectfully submitted,

/s/ Joshua G. Jones

Christopher E. Hanba
Texas Bar No. 24121391
chanba@dickinson-wright.com
Steven R. Daniels
Texas Bar No. 24025318
sdaniels@dickinson-wright.com
Joshua G. Jones
Texas Bar No. 24065517
jjones@dickinson-wright.com

DICKINSON WRIGHT PLLC
607 W. 3rd Street, Suite 2500
Austin, Texas 78701
Telephone: (512) 582-6889
Facsimile: (844) 670-6009

Ariana D. Pellegrino
MI Bar No. P79104
apellegrino@dickinsonwright.com
DICKINSON WRIGHT PLLC
2600 W. Big Beaver Road, Suite 300
Troy, MI 48084
Telephone: 313-223-3084
Facsimile: (844) 670-6009

Attorneys for Plaintiff
Facet Technology Corp

CERTIFICATE OF SERVICE

I certify that a true and correct copy of the above and foregoing document was served on counsel for Defendant Mobileye Global Inc. via electronic delivery on August 26, 2024.

/s/ Joshua G. Jones
Joshua G. Jones