IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION

TOUCHSTREAM TECHNOLOGIES, INC. Plaintiff, v. GOOGLE LLC Defendant.	Civil Action No. 6:21-cv-569-ADA **JURY TRIAL DEMANDED**

JOINT CLAIM CONSTRUCTION STATEMENT

In accordance with the Court's Order Governing Proceedings – Patent Cases (Dkt. 24) and the Scheduling Order (Dkt. 21), the parties hereby submit this Joint Claim Construction Statement. The claim terms identified below as agreed upon or being in-dispute are found in U.S. Patent Nos. 8,356,251 (the "'251 patent"), 8,782,528 (the "'528 patent"), and 8,904,289 (the "'289 patent").

I. AGREED CONSTRUCTIONS

Claim Term	Agreed Construction	Term Proposed By
1. "media player" ('251 patent, claim 1; '528 patent, claims 1, 27, 28; and '289 patent, claims 1, 6)	plain and ordinary meaning	Touchstream

II. DISPUTED CONSTRUCTIONS

Claim Term	Touchstream's Proposed Construction	Google's Proposed Construction	Term Proposed By
2. "an association between the personal computing device and the [display device / content presentation device]" ('251 patent, claim 1; '528 patent, claims 1, 27, 28; and '289 patent, claims 1, 6)	plain and ordinary meaning - no construction needed	one-to-one mapping between the personal computing device and the [display device / content presentation device]	Google
3. "video file" / "video content" ('251 patent, claims 1, 6, 7)	plain and ordinary meaning - no construction needed	Indefinite	Google
4. "converting the command from the personal computing device into corresponding code to control the media player" ('251 patent, claim 2)	plain and ordinary meaning - no construction needed	Indefinite	Google

Claim Term	Touchstream's Proposed Construction	Google's Proposed Construction	Term Proposed By
5. "universal command" ('251 patent, claim 5)	plain and ordinary meaning - no construction needed alternatively, plain and ordinary meaning, which is "a standard command used for controlling playback of media content such as play or pause"	Indefinite	Google
6. "unique identification code assigned to the content presentation device" ('289 patent, claims 1 and 6) and "synchronization code assigned to the content presentation device" ('528 patent, claims 1, 27)	plain and ordinary meaning - no construction needed alternatively, plain and ordinary meaning which is "[unique identification code] / [synchronization code] associated with a content presentation device"	[unique identification / synchronization] code assigned by the server system to the content presentation device	Google
7. "[identify/identifying/ include information indicating] a location of the particular media player" ('528 patent, claims 1, 27, 28; and '289 patent, claims 1, 7)	plain and ordinary meaning, which is, provide information that locates or may be used to locate the particular media player	[identify/identifying/ including information indicating] an Internet address from where the media player is obtained by the content presentation device	Google
8. "action control command being independent of the particular media player" ('528 patent, claims 1, 27, 28; '289 patent, claims 1 and 6)	plain and ordinary meaning - no construction needed	action control command being in a standard format that must be converted for use by the particular media player	Google

Claim Term	Touchstream's Proposed Construction	Google's Proposed Construction	Term Proposed By
9. "identifying, [by the server system,] programming code corresponding to the action control command, wherein the programming code is for controlling presentation of the content presentation device using the particular media player" ('528 patent, claims 1, 27, 28; '289 patent, claims 1 and 6)	plain and ordinary meaning - no construction needed alternatively, plain and ordinary meaning for "programming code" which is "instructions that the media player can recognize and execute."	by the server system, identifying the specific media player that is being requested and converting the incoming commands into the correct programming code used by the content presentation device to control the specific media player	Google

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Respectfully submitted,

SHOOK, HARDY & BACON L.L.P.

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