

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

STELLAR, LLC,

Plaintiff,

v.

MOTOROLA SOLUTIONS, INC. and
WATCHGUARD VIDEO, INC.

Defendants.

Civil Action No. 4:23-cv-750

JURY TRIAL DEMANDED

**DISCLOSURE OF AMENDED INFRINGEMENT CONTENTIONS
PURSUANT TO P.R. 3-1 AND 3-2**

Pursuant to P.R. 3-1 and 3-2 Plaintiff Stellar, LLC (“Stellar”) hereby provides its Disclosure of Asserted Claims and Preliminary Infringement Contentions concerning Defendants Motorola Solutions, Inc. and Watchguard Video, Inc. (“Defendants”). Stellar’s disclosures are based on publicly available and/or publicly discernable materials regarding the accused instrumentalities that describe or discuss aspects of the operation of the instrumentalities. To date, Stellar has not had the benefit of discovery of Defendants’ materials, and certain information is not yet available to Stellar that may be specifically relevant to its infringement claims. Stellar reserves the right to supplement or alter its disclosures herein—including to supplement its infringement contentions pursuant to P.R. 3-6—based on additional information obtained through further investigation, discovery, claim construction, expert analysis, or any position taken by Defendants.

**I. DISCLOSURE OF ASSERTED CLAIMS AND PRELIMINARY
INFRINGEMENT CONTENTIONS**

A. Infringed Claims

Subject to ongoing discovery and investigation, Stellar contends that Defendants infringe the following claims of United States Patent Nos. 7,593,034 (“the ’034 patent”), 8,310,540 (“the ’540 patent”), 8,692,882 (“the ’882 patent”), 8,928,752 (“the ’752 patent”), 9,485,471 (“the ’471 patent”), 9,912,914 (“the ’914 patent”), 10,523,901 (“the ’901 patent”), and 10,965,910 (“the ’910 patent”) (collectively the “Asserted Patents”) under 35 U.S.C. § 271(a) by making, using, offering to sell, and/or selling in the United States and/or importing into the United States, the Accused Instrumentalities set forth in Section B below. Subject to ongoing discovery and investigation, Stellar also contends that Defendants induce infringement of the following claims of the Asserted Patents under 35 U.S.C. § 271(b) by, among other things, and with specific intent or willful blindness, actively aiding and abetting others to infringe, including but not limited to MSI’s partners and customers, whose use of the Accused Instrumentalities constitutes direct infringement of one or more claims of the Asserted Patents. Subject to ongoing discovery and investigation, Stellar also contends that Defendants infringe the following claims of the Asserted Patents under 35 U.S.C. § 271(c) by offering to sell, selling and importing into the United States in-car video systems to be especially made or adapted for use in an infringement of the Asserted Patents. The Accused Instrumentalities, set forth in Section B below, are material components for use in practicing the Asserted Patents and are specifically made and are not a staple article of commerce suitable for substantial non-infringing use.

U.S. Patent No.	Claims Infringed by Defendants
7,593,034	1, 7 and 12
8,310,540	1
8,692,882	12, 21, and 22
8,928,752	1
9,485,471	1, 2, and 3
9,912,914	1

10,523,901	1
10,965,910	1

Stellar reserves the right to amend and/or supplement its identification of asserted claims based upon additional information as set forth above.

B. Accused Instrumentalities

Subject to ongoing discovery and investigation, and based upon information presently available to it, for each of the Asserted Patents listed above, Stellar asserts infringement against the following instrumentalities: WatchGuard 4RE In-Car Video System, Watchguard Vista, Watchguard Vista XLT, Watchguard Vista WiFi, V700 Body-Worn Camera and V700 LTE Body Camera (“V700”), V300 Body Camera, and VB400 Body-Worn-Camera (the “Infringing Instrumentalities”).

Stellar reserves the right to amend and/or supplement its identification of infringing products based upon additional information as set forth above.

C. Claim Charts for Literal Infringement

Subject to ongoing discovery and investigation, and based upon information presently available to it, Stellar hereby contends that each element of each infringed claim is found within each Accused Instrumentality as shown in preliminary infringement claim charts attached hereto as Exhibits A through H.

Stellar reserves the right to amend its asserted claims and infringement contentions pursuant to P.R. 3-6 as discovery progresses and additional information is gathered.

D. Doctrine of Equivalents

Subject to ongoing discovery and investigation, and based on available information obtained to date, Stellar hereby contends that, except where it is indicated otherwise, each

element of each asserted claim is literally present in each of the Accused Instrumentalities as specifically shown in Exhibits A through H.

To the extent that certain elements of the asserted claims are not literally present in each of the Accused Instrumentalities, at this time, Stellar contends that each element of the asserted claims are met by the Accused Instrumentalities under the Doctrine of Equivalents.

As indicated above, discovery is necessary to further develop Stellar's infringement positions—either literal or under the Doctrine of Equivalents, and the Court has yet to issue a claim construction order. Pursuant to P.R. 3-6, Stellar expressly reserves the right to amend and supplement its position on whether there is infringement under the Doctrine of Equivalents of any elements of any asserted claims after further discovery from Defendants and/or pending this Court's claim construction order.

E. Priority Claim to an Earlier Application

Stellar is currently relying upon the earliest priority date for each patent in the Asserted Patents. *See Hyatt v. Boone*, 146 F.3d 1348, 1352 (Fed. Cir. 1998). Accordingly, Stellar provides the following priority date for each patent:

U.S. Patent No.	Priority Date
7,593,034	June 29, 2007
8,310,540	June 29, 2007
8,692,882	June 29, 2007
8,928,752	August 28, 2007
9,485,471	June 29, 2007
9,912,914	June 29, 2007
10,523,901	June 29, 2007
10,965,910	June 29, 2007

F. Practice of the Claimed Invention

Stellar does not intend to rely upon the assertion that its own instrumentalities practice the claimed inventions.

Dated: February 7, 2024

DEVLIN LAW FIRM, LLC

/s/ Robert Kiddie

Timothy Devlin
tdevlin@devlinlawfirm.com
Jim Lennon
jlennon@devlinlawfirm.com
Robert Kiddie
rkiddie@devlinlawfirm.com
1526 Gilpin Avenue
Wilmington, Delaware 19806
Telephone: (302) 449-9010
Facsimile: (302) 353-4251

*Attorneys for Plaintiff
Stellar, LLC*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that counsel of record who are deemed to have consented to electronic service are being served with a copy of Plaintiff's PR 3-1 and 3-2 Disclosures, via electronic mail on February 7, 2024.

/s/Robert Kiddie

Robert Kiddie