

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, DC

Before The Honorable Clark S. Cheney
Chief Administrative Law Judge

In the Matter of

**CERTAIN STORAGE CONTAINERS AND
TOOLBOXES, ORGANIZERS,
COMPONENT BOXES, AND COOLERS**

Investigation No. 337-TA-1409

CHART OF AGREED AND DISPUTED CLAIM CONSTRUCTIONS

Pursuant to the Procedural Schedule (Order No. 5) and Ground Rule 7.1, Complainants Milwaukee Electric Tool Corporation (“Milwaukee”) and Keter Home and Garden Products, Ltd. (“Keter”) (collectively, “Complainants”), and Klein Tools, Inc.’s (“Respondent” or “Klein”) hereby jointly submit their chart of agreed and disputed claim constructions for U.S. Patent Nos. 11,365,026 (“the ’026 Patent”); 11,794,952 (“the ’952 Patent”); and 11,952,167 (“the ’167 Patent”) (collectively, the “Asserted Patents”).

Agreed Claim Constructions

The parties do not agree to proposed constructions for any claim terms in the Asserted Patents.

Disputed Claim Constructions

Term No.	Term and Claim(s) (Independent Claims Bolded)	Complainants Proposed Constructions	Respondent's Proposed Constructions
1	“face” 026 (cl. 1, 5, 7), 952 (cl. 1, 5-7, 9- 10, 14-15, 17-18, 21-22), 167 (cl. 1-2, 4-7, 10, 12-14, 15-16)	No Construction Necessary; Plain and Ordinary Meaning	“outermost surface”
2	“coupler extending from a [first/second] face” 026 (cl. 1) “coupler extending from a top face” 952 (cl. 1, 9, 17)	No Construction Necessary; Plain and Ordinary Meaning	“extending in a direction normal to an upper surface of the [first/second] face” “extending in a direction normal to an upper surface of the top face”
3	“sidewalls” 026 (cl. 1), 952 (cl. 1, 9, 17), 167 (cl. 1, 15)	No Construction Necessary; Plain and Ordinary Meaning	“singular planar surfaces”
4	“corner bumper defines an outer surface that extends past and faces away from each of the [first/second] front face and the [first/second/third/fourth] side face” 167 (cl. 1, 5, 15)	No Construction Necessary; Plain and Ordinary Meaning	“corner bumper extends beyond each of the front face and side face in a direction that is normal to each face”

Term No.	Term and Claim(s) (Independent Claims Bolded)	Complainants Proposed Constructions	Respondent's Proposed Constructions
5	“corner bumper extending outward” 167 (cl. 1 , 5, 15)	No Construction Necessary; Plain and Ordinary Meaning; Not Indefinite	Indefinite
6	“width axis of the [second/third] container is approximately one-half the width axis of the first container” 167 (cl. 1 , 16)	No Construction Necessary; Plain and Ordinary Meaning; Not Indefinite	Indefinite

Dated: September 16, 2024 Respectfully Submitted,

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CERTIFICATE OF SERVICE

I, Simek Shropshire, hereby certify that on September 16, 2024, copies of the foregoing **CHART OF AGREED AND DISPUTED CLAIM CONSTRUCTIONS** were served as follows:

The Honorable Lisa R. Barton Secretary to the Commission U.S. International Trade Commission 500 E Street S.W., Room 112 Washington, D.C. 20436	☒ Via EDIS ☐ Via Hand Delivery ☐ Via Overnight Delivery ☐ First Class Mail ☐ Not Served
The Honorable Clark S. Cheney Chief Administrative Law Judge U.S. International Trade Commission 500 E Street, S.W. Washington, DC 20436 <i>Cheney1409@usitc.gov</i>	☐ Via EDIS ☒ Via Email/Box ☐ Via Hand Delivery ☐ Via First Class Mail ☐ Not Served
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/s/ Simek Shropshire
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