

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

MULLEN INDUSTRIES LLC,

Plaintiff,

v.

SAMSUNG ELECTRONICS CO., LTD.
AND SAMSUNG ELECTRONICS
AMERICA, INC.,

Defendants.

CIVIL ACTION NO. 2:24-cv-00049-JRG

**SAMSUNG DEFENDANTS' PROPOSED TERMS
AND CLAIM ELEMENTS FOR CONSTRUCTION**

Pursuant to Patent Rule 4-1 and the Court's Docket Control Order (Dkt. 30), Samsung Electronics America, Inc. and Samsung Electronics Co., Ltd. (collectively, "Defendants") hereby provide the following list of claim terms, phrases, or clauses of U.S. Patent Nos. 11,246,024 (the "'024 Patent"), 11,234,117 (the "'117 Patent"), 11,190,633 (the "'633 Patent"), 11,122,418 (the "'418 Patent"), 11,109,218 (the "'218 Patent"), 11,096,039 (the "'039 Patent"), 9,204,283 (the "'283 Patent"), and 8,374,575 (the "'575 Patent" and collectively, the "Patents-in-Suit"), which Defendants contend should be construed or found indefinite by the Court:

I. '117, 418, 024, 039, 283, 575 Patents

Patent(s) Claim(s)	Term
'117 – Cl. 1	"providing said location of said wireless telephone to a remote server; instructing said remote server to change a list of users on said remote server for a profile associated with said wireless telephone that are allowed to access said location by way of said remote server providing said location from said remote server to at least one of said users of said list of users, wherein each

Patent(s) Claim(s)	Term
	user of said list of users is representative of one of a plurality of wireless telephones; and receiving and displaying directional information to one of said plurality of wireless telephones, wherein said directional information is representative of directions between said location and a second location associated with said one of said plurality of wireless telephones.”
'117 – Cl. 15	“displaying a plurality of users, wherein each one of said plurality of users is associated to a different one of a plurality of wireless telephones; receiving a first manual input in a form of a selection of one of said plurality of users; receiving an input in a form of a login and a second manual input in a form of a password; providing said login and said password to a remote server for use in determining whether to allow access of location information for said one of said plurality of wireless telephones associated to said selected one of said plurality of users, said determining including identifying a user of said wireless telephone using said login, determining said password is associated with said login, and determining whether said selected one of said plurality of users has provided access rights for said location information to said user of said wireless telephone, assigning location access rights to said one of said plurality of wireless telephones associated with said selected one of said plurality of users for obtaining said location of said wireless telephone; receiving said location information for said one of said plurality of wireless telephones from a server; and displaying said location information.”
'117 – Cl. 29	“receiving user information comprising a manually entered login associated with a user of said wireless telephone and a manually entered password associated with said login; providing said location for recording on a remote system in association with said user information; selecting a location-based event that is based, at least in part, on a location of a second wireless telephone, wherein said location-based event is operable to be

Patent(s) Claim(s)	Term
	manually pre-selected from a list of at least three types of location-based events; and receiving a location-based event notification corresponding to said selected location-based event as a result of, at least in part, location access rights of said wireless telephone from said second wireless telephone”
’117 – Cl. 42	“requesting a location of a second wireless device from a server located remotely from said wireless telephone and said second wireless device; displaying on said wireless telephone an option to request location access rights from said second wireless device after it is determined that said wireless telephone does not have location access rights for said second wireless device; transmitting a request to said server that said location access rights be assigned for said wireless telephone by said second wireless device; and receiving said location of said second wireless device from said server dependent upon said access rights.”
’117 – Cl. 73	“providing said location to a remote system, wherein said location is operable of being requested by a second wireless device outside of a call for communication between said wireless telephone and said second wireless device; providing a permission for said second wireless device to access location information about said location, said permission operable of being stored in said remote system”
’024 – Cl. 1	“obtaining a location of a first wireless telephone; changing, at the direction of said first wireless telephone, a list of users for a profile associated with said first wireless telephone that are allowed to access said location, wherein each user of said list of users is representative of one of a plurality of wireless telephones; transmitting said location to at least one of said users of said list of users over said communications network; determining a second location associated with one of said plurality of wireless telephones; and

Patent(s) Claim(s)	Term
	providing directional information to said one of said plurality of wireless telephones, wherein said directional information is representative of directions between said second location and said location.”
'024 – Cl. 24	“receiving from a first wireless telephone over said communications network a selection of one of a plurality of users, said selection corresponding to a user of said first wireless telephone manually selecting said one of said plurality of users from a display of said first wireless telephone, wherein each one of said plurality of users is associated to a different one of a plurality of wireless telephones; receiving from said first wireless telephone information indicative of a login and a password; determining whether to allow access of location information for said one of said plurality of wireless telephones associated to said selected one of said plurality of users, wherein said determining includes identifying said user of said first wireless telephone using said information indicative of said login and password and determining whether said selected one of said plurality of users has provided access rights for said location information to said user of said first wireless telephone; determining whether said user of said first wireless telephone has assigned location access rights to said one of said plurality of wireless telephones associated with said selected one of said plurality of users for obtaining a location of said first wireless telephone; and transmitting over said communications network said location information to said first wireless telephone.”
'024 – Cl. 45	“receiving a request for a location of said first wireless device from said second wireless device; determining that said second wireless device does not have location access rights for said first wireless device; after determining that said second wireless device does not have said location access rights for said first wireless device, receiving a request from said second wireless device that said location access rights be assigned for said second wireless device by said first wireless device; receiving from said first wireless device an assignment of said location access rights for said first wireless device to said second wireless device;

Patent(s) Claim(s)	Term
	storing said location access rights; and providing said location to said second wireless device dependent upon said location access rights.”
'283 – Cl. 1	“displaying on a first wireless telephonic device a plurality of users, wherein each one of said plurality of users is associated to a different one of a plurality of wireless telephonic devices; receiving on said first wireless telephonic device a first manual input in a form of a selection of one of said plurality of users; receiving on said first wireless telephonic device an input in a form of a login and a second manual input in a form of a password; determining whether to allow access of location information for said one of said plurality of wireless telephonic devices associated to said selected one of said plurality of users, wherein said determination includes identifying said user of said first wireless telephonic device from said plurality of users using said login and determining said password is associated with said login and determining whether said selected one of said plurality of users has provided access rights for said location information to said user of said first wireless telephonic device, and said first wireless telephonic device is operable to assign location access rights to said one of said plurality of wireless telephonic devices associated with said selected one of said plurality of users for obtaining a location of said first wireless telephonic device; transmitting said location information from a server to said first wireless telephonic device; and displaying said location information on said first wireless device.”
'283 – Cl. 8	“displaying on a wireless device a first name associated to a first wireless telephonic device and a second name associated to a second wireless telephonic device; accepting a selection of said first name on said wireless device; receiving manual input entered into said wireless device that includes a login and a password; determining whether to transmit location information associated to said first wireless telephonic device from a server to said wireless device, wherein said determining includes performing an identification process based, at least in

Patent(s) Claim(s)	Term
	part, on said manual input to identify the user of said wireless device and determining whether said first wireless telephonic device has provided access rights for said location information for said identified user and said server is located remotely from said wireless device, said first wireless telephonic device, and said second wireless telephonic device, and said wireless device is operable to assign location access rights to said first wireless telephonic device for obtaining a location of said wireless device; transmitting said location information to said wireless device based on said determination; and displaying said location information on said wireless device.”
'283 – Cl. 15	“accepting on a first wireless device a manual selection representative of a second wireless device from a list representative of a plurality of wireless devices; locating said second wireless device; determining on a server whether said second wireless device has provided permission for said first wireless device to locate said second wireless device based, at least in part, on an identification of a login, that identifies the user of said first wireless device from a plurality of users, and password received by said first wireless device that is associated with said login and determining whether said user is associated with said permission, and said first wireless device is operable to assign a second permission to said second wireless device for obtaining second location information of said first wireless device; providing location information to said first wireless device based on said determination; and displaying a map on said first wireless device with a marker representative of the location of said second wireless device.”
'575 – Cl. 1	“obtaining a location of a first wireless telephone; transmitting said location from said first wireless telephone to a remote server; changing, at the direction of said first wireless telephone, a list of users on said remote server for a profile associated with said first wireless telephone that are allowed to access said location, wherein each user of said list of users is representative of one of a plurality of wireless telephones;

Patent(s) Claim(s)	Term
	transmitting said location from said remote server to at least one of said users of said list of users; determining a second location associated with one of said plurality of wireless telephones; and providing directional information to said one of said plurality of wireless telephones, wherein said directional information is representative of directions between said location and said second location.”
'575 – Cl. 13	“determining a location of a first wireless telephone; transmitting said location from said first wireless telephone to a remote server; changing a list of users on said remote server for a profile associated with said first wireless telephone that are allowed to access said location, wherein each user of said list of users is representative of one of a plurality of wireless telephones; transmitting an alert message, comprising information associated with said location, from said remote server to a user of said list of users when said user is within a certain distance of said location; determining a second location associated with said wireless telephone associated with said one user; and providing directional information to said wireless telephone associated with said user, wherein said directional information is representative of directions between said location and said second location.”
'575 – Cl. 30	“obtaining a location of said first wireless telephone; changing, at the direction of said first wireless telephone, a list of users on a remote server for a profile associated with said first wireless telephone that are allowed to access said location, wherein each user of said list of users is representative of one of a plurality of wireless telephones; transmitting said location from said remote server to at least one of said users of said list of users; determining a second location associated with one of said plurality of wireless telephones; and

Patent(s) Claim(s)	Term
	providing directional information to said one of said plurality of wireless telephones, wherein said directional information is representative of directions between said location and said second location.”
'575 – Cl. 38	“obtaining a location of said first wireless telephone; changing a list of users on a remote server for a profile associated with said first wireless telephone that are allowed to access said location, wherein each user of said list of users is representative of one of a plurality of wireless telephones; transmitting an alert message, comprising information associated with said location, from said remote server to a user of said list of users when said user is within a certain distance of said location; determining a second location associated with said wireless telephone associated with said one user; and providing directional information to said wireless telephone associated with said user, wherein said directional information is representative of directions between said location and said second location.”
'117 – Cl. 1 '024 – Cl. 1 '575 – Cl. 1, 13, 30, 38	“list of users”
'117 – Cl. 29 '039 – Cl. 1	“region-based”
'117 – Cl. 29 '039 – Cl. 1	“distance-based”
'117 – Cl. 15, 29, 42 '024 – Cl. 24, 45 '039 – Cl. 1 '283 – Cl. 1, 8	“access rights” / “location access rights”
'117 – Cl. 73 '418 – Cl. 1 '283 – Cl. 15	“permission[s]”
'575 – Cl. 13	“said wireless telephone associated with said one user”
'117 – Cl. 4, 16	“said first wireless telephone”

Patent(s) Claim(s)	Term
'117 - Cl. 30, 83	"said first wireless device"
'283 – Cl. 1	"said first wireless telephone"
'575 – Cl. 30, 38	"said first wireless telephone"
'039 – Cl. 1	"said remove [sic] server"
'117 – Cl. 84-86	"said remote server"
'418 – Cl. 7	"said facility"

II. '218 Patent

Claim(s)	Term
Cl. 11	"said wireless telephonic device"
Cl. 11	"a wireless device," "first wireless device," and "second wireless device"

III. '633 Patent

Claim(s)	Term
Cl. 1	"said device includes motion sensing operable to distinguish between a plurality of different types of motion"

Defendants' identification of terms is based on Defendants' analysis and investigation to date. The positions taken in this document are preliminary, and Defendants reserve the right to amend their proposed claim terms. Specifically, Defendants reserve the right to amend or modify the list of claim terms in response to: the claim terms, phrases, clauses, or limitations identified by Plaintiff; the parties' meet and confer discussions regarding the identified claims; any other positions taken by Plaintiff regarding the construction or meaning of claim terms; any amendments or supplements that Plaintiff makes to its infringement contentions; any additional relevant information learned through discovery; and any orders of the Court in this matter.

To the extent the claim terms, phrases, or clauses set forth herein include particular terms, phrases, or clauses appropriate to be construed separately, such terms, phrases, or clauses are deemed part of this disclosed list. Similarly, to the extent it is appropriate to construe terms,

phrases, or clauses listed herein in the context of additional claim language, such additional language is deemed part of this disclosure.

DATED: January 9, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true and correct copy of the above and foregoing document has been served on January 9, 2025 to all counsel of record.

/s/ Michael O'Donnell

Michael O'Donnell