

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

EARIN AB,	)	
	)	
Plaintiff,	)	
	)	Case No. 24-cv-00275-RGA-SRF
v.	)	
	)	JURY TRIAL DEMANDED
SKULLCANDY, INC.	)	
	)	
Defendants.	)	

**PLAINTIFF EARIN AB'S INITIAL
INFRINGEMENT CONTENTIONS AND CLAIM CHARTS**

Pursuant to the Court's Scheduling order (D.I. 23), Plaintiff Earin AB ("Earin") hereby provides its Initial Infringement Contentions and accompanying Initial Infringement Charts as to Defendant Skullcandy, Inc. ("Skullcandy").

I. ASSERTED PATENT

Earin contends that Skullcandy, by selling, offering to sell, making, using, and/or importing into the United States associated products and services, directly infringes under 35 U.S.C. § 271(a), U.S. Patent No. 9,402,120 ("Asserted Patent"). Earin further contends that Skullcandy indirectly infringes the Asserted Patent under U.S.C. §§271 (b) and/or (c).

The specific claims of the Asserted Patent alleged to be infringed by Skullcandy are claims 20 and 21 (collectively, the "Asserted Claims").

II. ACCUSED PRODUCTS

Earin presently accuses (1) Skullcandy Mod True Wireless Earbuds, (2) Skullcandy Dime Evo Earbuds, (3) Skullcandy Dime 3 Earbuds, (4) Skullcandy Ecobuds Earbuds, (5) Skullcandy Smokin' Buds Earbuds, (6) Skullcandy Push Play Active Earbuds, (7) Skullcandy Push ANC Active Earbuds, (8) Skullcandy Sesh ANC Earbuds, (9) Skullcandy Rail ANC Earbuds, and (10)

Skullcandy Rail Earbuds (collectively, the “Accused Products”) of infringing each of the Asserted Claims.

Earin reserves the right to supplement and/or amend its disclosures to identify additional Accused Products that are revealed based on information ascertained through discovery and/or further investigation, after the Court has construed the claims of the Asserted Patent, or as otherwise permitted.

III. CLAIM CHARTS

Claim charts identifying specifically where each element of each Asserted Claim is found within each Accused Product are attached.

IV. LITERAL INFRINGEMENT AND DOCTRINE OF EQUIVALENTS

Based on its present understanding of the meaning and scope of the claim language and the information currently known to it, and without explanation of any non-infringement position from Skullcandy, Earin asserts that Skullcandy literally infringes each element of the Asserted Claims. To the extent discovery, further investigation, claim construction, and/or other Court rulings reveal that an element is not literally met, or as otherwise permitted, Earin reserves the right to supplement and/or amend its infringement contentions to assert the doctrine of equivalents.

V. RESERVATIONS

Earin’s Initial Infringement Contentions, including the attached initial claim charts, are based on Earin’s current knowledge and belief, and are based on the information presently available to it at this time. Given that Skullcandy has not produced all of the core technical documents required under the Court’s Scheduling Order and has not produced any documents as part of discovery, Earin is unable to fully and properly analyze and identify all Accused

Products, associated functionalities, and Skullcandy software in relation to the claims of the Asserted Patents.

Moreover, the Court has not yet construed any claim terms in this action.

Accordingly, Earin reserves all rights to modify or supplement these Initial Infringement Contentions, including to add additional evidence or theories of infringement or assert additional claims, as additional information and discovery are provided by Skullcandy to Earin, as well as any constructions of claim terms determined by the Court.

Date: March 27, 2025

Respectfully submitted,

/s/ Michael J. Farnan

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CERTIFICATE OF SERVICE

The undersigned counsel hereby certifies that on March 27, 2025, a true and correct copy of the foregoing was served on all counsel of record for Skullcandy.

/s/ Michael J. Farnan
Michael J. Farnan