

Nicholas Stephens

From: Nash, Brian C. <BNash@mofo.com>
Sent: Friday, January 23, 2026 1:07 PM
To: Anna Schmidt; Pundeff, Karina N.; mshore@shorefirm.com;
nbenchell@devlinlawfirm.com; Kiaei, Nima I.; Hung, Richard S. J.; Malloy, Ryan J.;
Timothy Devlin; zdellaporta@shorefirm.com
Subject: RE: 1:24-cv-1199 HBCU Messaging v. Apple Preliminary Constructions
Attachments: 2026-01-23 Apple Markman Slides.pdf

Dear Ms. Schmidt and Ms. Davis,

Please find attached Apple's slides for today's Markman hearing at 1:30pm CT.

Apple withdraws its position that "third party provider" is indefinite and agrees to the Court's preliminary construction that the term should be afforded its plain and ordinary meaning. Apple expects to provide rebuttal argument on the "wherein . . . when" and "bearer" terms. Apple is happy to answer any questions the Court may have on "cellular core network" but is willing to otherwise rest on the briefing as to that term.

Those in attendance for Apple include:

- Mr. Chris Han (Apple)
- Ms. Jenny Liu (Apple)
- Mr. Brian Nash (Morrison Foerster)
- Mr. Ryan Malloy (Morrison Foerster)
- Mr. Nima Kiaei (Morrison Foerster)
- Ms. Nomin Jagdagdorj (Morrison Foerster)

Those speaking include:

- Mr. Brian Nash
- Mr. Ryan Malloy
- Mr. Nima Kiaei, a junior attorney with Morrison & Foerster who will argue the "bearer" term.

Apple does not anticipate any confidential information shared at the hearing.

Please let us know if you have any other questions.

BRIAN C. NASH

Partner | Morrison & Foerster LLP

From: Anna Schmidt <Anna_Schmidt@txwd.uscourts.gov>
Sent: Friday, January 23, 2026 7:44 AM
To: Nash, Brian C. <BNash@mofo.com>; Pundeff, Karina N. <KPundeff@mofo.com>; mshore@shorefirm.com;
nbenchell@devlinlawfirm.com; Kiaei, Nima I. <NKiaei@mofo.com>; Hung, Richard S. J. <RHung@mofo.com>; Malloy,
Ryan J. <RMalloy@mofo.com>; tdevlin@devlinlawfirm.com; zdellaporta@shorefirm.com
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