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

FRACTUS, S.A., **Plaintiff,** v. **VERIZON CONNECT INC. and CELLCO PARTNERSHIP d/b/a VERIZON WIRELESS**, **Defendants.**	Civil Action No. 2-24-cv-01009-JRG-RSP **JURY TRIAL DEMANDED** **(LEAD CASE)**
FRACTUS, S.A., **Plaintiff**, v. **GEOTAB INC.**, **Defendant**.	Civil Action No. 2-24-cv-01008-JRG-RSP **JURY TRIAL DEMANDED** **(MEMBER CASE)**

PLAINTIFF'S DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS AGAINST GEOTAB PURSUANT TO LOCAL PATENT RULES 3-1 AND 3-2

Pursuant to Local Patent Rules 3-1 and 3-2, Plaintiff Fractus, S.A. ("Fractus") serves its Disclosure of Asserted Claims and Infringement Contentions and accompanying documents on Defendant Geotab Inc. ("Geotab").

Fractus makes these contentions based on the information reasonably available to it at this time and reserves its right to supplement and/or amend these contentions.

I. Patent Rule 3-1(a) Disclosures

Based upon information currently available, Fractus asserts that Geotab directly and indirectly infringes the claims identified in the claim charts that accompany these disclosures. For convenience, a summary of the Asserted Claims is included in this table:

U.S. Patent No.	Asserted Claims
8,456,365	1, 2, 4, 5, 6, 7, 8, 12, 13, 31, 32, 35, 36, 37, 41
8,810,458	1, 2, 3, 4, 7, 8, 9, 14, 15, 17
11,031,677	1, 2, 3, 4, 5, 6, 7, 8, 9, 12, 13, 14, 15, 16, 17
11,349,200	1, 2, 3, 4, 6, 7, 9, 10, 11, 12, 13, 15, 17, 19
12,095,149	1, 2, 3, 4, 5, 7, 8, 9, 10, 12, 13, 14, 15, 17, 18, 19, 20

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosures of Asserted Claims.

II. Patent Rule 3-1(b) Disclosures

Fractus's detailed infringement assertions are contained in the claim charts that accompany these disclosures and identify for each asserted claim each apparatus, product, device, process, method, act, or other instrumentality accused of infringing. Specifically, the accused instrumentality names are as follows:

Fleet Hoster FleetFlix AI+ Pro
Fleet Hoster FleetFlix Lite
Fleet Hoster FleetFlix Lite Pro+
FleetCarma C2
Geotab GO8 (AT&T)
Geotab GO8 (T-Mobile)
Geotab GO8 Rugged (AT&T)
Geotab GO9 (AT&T)
Geotab GO9 (Sprint)
Geotab GO9 (T-Mobile)
Geotab GO9 (Verizon)
Geotab GO9 Rugged (Verizon)
Geotab GO9+ (AT&T)
J. J. Keller VideoProtects Dual-Facing Dash Cam VP220
Lat-Lon Mini Solar Tracking Unit
Lytx Surfsight AI-12
Orbcomm CT 1000
Orbcomm GT 1220
Orbcomm GT 1230
Phillips Connect SolarNet

Phillips Connect StealthNet
Rosco DV6
SmartWitness AP1
SmartWitness CP2
SmartWitness KP2
VisionTrack VT3500-AI
VisionTrack VT3600

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure of the Accused Instrumentalities, including to identify additional Accused Instrumentalities.

III. Patent Rule 3-1(c) Disclosures

Fractus's detailed infringement assertions are contained in the claim charts that accompany these disclosures.

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

IV. Patent Rule 3-1(d) Disclosures

Fractus asserts that each of the Accused Products literally infringes each Asserted Claim. To the extent that any particular element is shown not to be met literally, Fractus contends that the element infringes under the doctrine of equivalents because any differences between the elements of the Asserted Claims and the corresponding functionality in the Accused Products are insubstantial—*i.e.*, the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

V. Patent Rule 3-1(e) Disclosures

The Asserted Claims of U.S. Patent No. 8,456,365 are entitled to a priority date of December 5, 2003, based on the conception of the invention and no later than January 30, 2004, including through the filing of U.S. Provisional Application No. 60/540,450.

The Asserted Claims of U.S. Patent No. 8,810,458 are entitled to a priority date of June 2005 based on the conception of the invention and no later than July 21, 2005, including through the filing of EP Application No. 05106694.2.

The Asserted Claims of U.S. Patent No. 11,031,677 are entitled to a priority date of June 19, 2006, based on the conception of the invention and no later than July 18, 2006, including through the filing of U.S. Provisional Application No. 60/831,544 and EP App. No. 06117352.

The Asserted Claims of U.S. Patent No. 11,349,200 are entitled to a priority date of June 19, 2006, based on the conception of the invention and no later than July 18, 2006, including through the filing of U.S. Provisional Application No. 60/831,544 and EP App. No. 06117352.

The Asserted Claims of U.S. Patent No. 12,095,149 are entitled to a priority date of June 19, 2006, based on the conception of the invention and no later than July 18, 2006, including through the filing of U.S. Provisional Application No. 60/831,544 and EP App. No. 06117352.

VI. Patent Rule 3-1(f) Disclosures

Fractus currently is not relying on the assertion that its own apparatus, product, device, process, method, act, or other instrumentality practices the claimed invention.

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

VII. Patent Rule 3-2(a) Documents

Fractus currently is not aware of any documents responsive to paragraph 3-2(a) of the Local Patent Rules. Fractus is not aware of any products that embody the inventions that were sold prior

to the priority date of the claims. Nevertheless, out of an abundance of caution, Fractus is producing the documents found at Bates numbers Frac-Geo-00033502-00042683. Fractus does not admit that any such document evidences or is prior art.

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

VIII. Patent Rule 3-2(b) Documents

Non-privileged documents evidencing the conception, reduction to practice, design, and development of each claimed invention, which were created on or before the date of application for the patent in suit or the priority date identified pursuant to Patent Rule 3-1(e), are being concurrently produced bearing Bates numbers Frac-Geo-00032710-00033465.

Fractus makes this disclosure based on information reasonably available to it at this time and reserves its right to supplement and/or amend its disclosure.

IX. Patent Rule 3-2(c) Documents

The file histories for the Asserted Patents are being concurrently produced as follows:

Application Number	Bates Range
12/228,487 (the ’365 Patent)	Frac-Geo-00002151-00030969
13/718,348 (the ’458 Patent)	Frac-Geo-00031011-00031607
16/832,820 (the ’677 Patent)	Frac-Geo-00031647-00032630
17/246,192 (the ’200 Patent)	Frac-Geo-00001091-00002070
18/339,523 (the ’149 Patent)	Frac-Geo-00000001-00001011

Fractus reserves the right to supplement this production to the extent discovery or its investigations reveal additional documents.

Dated: March 12, 2025

Respectfully submitted,

SUSMAN GODFREY LLP

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COUNSEL FOR PLAINTIFF FRACTUS, S.A.

CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the above and foregoing document has been served on counsel of record via email on March 12, 2025.

/s/ *Robert Greenfeld*

SUSMAN GODFREY LLP

CHARTS

Resmed Corp. - Ex. 1016
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Fractus, S.A. v. Geotab Inc., EDTX 2-24-cv-01008-JRG-RSP

Infringement of U.S. Patent No. 8,456,365

These claim charts show, on an element-by-element basis, how Geotab Inc. ("Geotab") infringes Claims 1, 2, 4-8, 12, 13, 31, 32, 35-37, and 41 of U.S. Patent No. 8,456,365 (the "'365 Patent"), through the making, using, offering for sale, or sale in the United States, and/or importation into the United States, of various products and offerings. The claim charts for this patent identify infringement by Fleet Hoster FleetFlix AI+ Pro, Fleet Hoster FleetFlix Lite, Fleet Hoster FleetFlix Lite Pro+, Geotab GO8 (AT&T), Geotab GO8 (T-Mobile), Geotab GO8 Rugged (AT&T), Geotab GO9 (AT&T), Geotab GO9 (Sprint), Geotab GO9 (T-Mobile), Geotab GO9 (Verizon), Geotab GO9 Rugged (Verizon), Geotab GO9+ (AT&T), J. J. Keller VideoProtects Dual-Facing Dash Cam VP220, Phillips Connect SolarNet, Phillips Connect StealthNet, Rosco DV6, SmartWitness AP1, VisionTrack VT3500-AI, and VisionTrack VT3600.

Fractus, S.A. ("Fractus") further notes that these charts contain exemplary, non-limiting descriptions of Geotab's infringement that are representative of how each Accused Product infringes. Fractus further notes that it makes these contentions based on the information reasonably available to it at this time since discovery is at an early stage. Fractus thus reserves the right to modify, supplement, and/or amend these contentions as additional evidence and information become available, including in light of discovery, prior art, claim construction, or any other information provided by Geotab or any other party or non-party to this action.

As demonstrated in the charts, Fractus contends that each element of each asserted claim is literally infringed by the Accused Products. Fractus further contends that, to the extent that any particular element is not met literally by the Accused Products, each Accused Product infringes under the doctrine of equivalents for the reasons set forth in the charts, including because any differences between the elements of the asserted claims and the corresponding functionality in the accused instrumentality are insubstantial—*i.e.*, the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

The charts for this patent are found in Charts 01-19 in the Dropbox folder whose link was sent in the email attaching this cover pleading.

Infringement of U.S. Patent No. 8,810,458

These claim charts show, on an element-by-element basis, how Geotab Inc. ("Geotab") infringes Claims 1-4, 7-9, 14-15, and 17 of U.S. Patent No. 8,810,458 (the "'458 Patent"), through the making, using, offering for sale, or sale in the United States, and/or importation into the United States, of various products and offerings. The claim charts for this patent identify infringement by Fleet Hoster FleetFlix Lite, Fleet Hoster FleetFlix Lite Pro+, FleetCarma C2, Geotab GO8 (AT&T), Geotab GO8 (T-Mobile), Geotab GO8 Rugged (AT&T), Geotab GO9 (AT&T), Geotab GO9 (Sprint), Geotab GO9 (T-Mobile), J. J. Keller VideoProtects Dual-Facing Dash Cam VP220, Orbcomm CT 1000, Orbcomm GT 1220, Orbcomm GT 1230, Phillips Connect SolarNet, Phillips Connect StealthNet, SmartWitness AP1, SmartWitness CP2, SmartWitness KP2, VisionTrack VT3500-AI, and VisionTrack VT3600.

Fractus, S.A. ("Fractus") further notes that these charts contain exemplary, non-limiting descriptions of Geotab's infringement that are representative of how each Accused Product infringes. Fractus further notes that it makes these contentions based on the information reasonably available to it at this time since discovery is at an early stage. Fractus thus reserves the right to modify, supplement, and/or amend these contentions as additional evidence and information become available, including in light of discovery, prior art, claim construction, or any other information provided by Geotab or any other party or non-party to this action.

As demonstrated in the charts, Fractus contends that each element of each asserted claim is literally infringed by the Accused Products. Fractus further contends that, to the extent that any particular element is not met literally by the Accused Products, each Accused Product infringes under the doctrine of equivalents for the reasons set forth in the charts, including because any differences between the elements of the asserted claims and the corresponding functionality in the accused instrumentality are insubstantial—*i.e.*, the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

The charts for this patent are found in Charts 20-39 in the Dropbox folder whose link was sent in the email attaching this cover pleading.

Infringement of U.S. Patent No. 11,031,677

These claim charts show, on an element-by-element basis, how Geotab Inc. ("Geotab") infringes Claims 1-9 and 12-17 of U.S. Patent No. 11,031,677 (the "'677 Patent"), through the making, using, offering for sale, or sale in the United States, and/or importation into the United States, of various products and offerings. The claim charts for this patent identify infringement by Fleet Hoster FleetFlix Lite, Fleet Hoster FleetFlix Lite Pro+, J. J. Keller VideoProtects Dual-Facing Dash Cam VP220, Phillips Connect SolarNet, Phillips Connect StealthNet, SmartWitness AP1, SmartWitness CP2, VisionTrack VT3500-AI, and VisionTrack VT3600.

Fractus, S.A. ("Fractus") further notes that these charts contain exemplary, non-limiting descriptions of Geotab's infringement that are representative of how each Accused Product infringes. Fractus further notes that it makes these contentions based on the information reasonably available to it at this time since discovery is at an early stage. Fractus thus reserves the right to modify, supplement, and/or amend these contentions as additional evidence and information become available, including in light of discovery, prior art, claim construction, or any other information provided by Geotab or any other party or non-party to this action.

As demonstrated in the charts, Fractus contends that each element of each asserted claim is literally infringed by the Accused Products. Fractus further contends that, to the extent that any particular element is not met literally by the Accused Products, each Accused Product infringes under the doctrine of equivalents for the reasons set forth in the charts, including because any differences between the elements of the asserted claims and the corresponding functionality in the accused instrumentality are insubstantial—*i.e.*, the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

The charts for this patent are found in Charts 40-48 in the Dropbox folder whose link was sent in the email attaching this cover pleading.

Infringement of U.S. Patent No. 11,349,200

These claim charts show, on an element-by-element basis, how Geotab Inc. ("Geotab") infringes Claims 1-4, 6-7, 9-13, 15, 17, and 19 of U.S. Patent No. 11,349,200 (the "'200 Patent"), through the making, using, offering for sale, or sale in the United States, and/or importation into the United States, of various products and offerings. The claim charts for this patent identify infringement by Fleet Hoster FleetFlix Lite, Fleet Hoster FleetFlix Lite Pro+, Geotab GO9+ (AT&T), J. J. Keller VideoProtects Dual-Facing Dash Cam VP220, Lat-Lon Mini Solar Tracking Unit, Phillips Connect SolarNet, Phillips Connect StealthNet, SmartWitness AP1, SmartWitness CP2, VisionTrack VT3500-AI, and VisionTrack VT3600.

Fractus, S.A. ("Fractus") further notes that these charts contain exemplary, non-limiting descriptions of Geotab's infringement that are representative of how each Accused Product infringes. Fractus further notes that it makes these contentions based on the information reasonably available to it at this time since discovery is at an early stage. Fractus thus reserves the right to modify, supplement, and/or amend these contentions as additional evidence and information become available, including in light of discovery, prior art, claim construction, or any other information provided by Geotab or any other party or non-party to this action.

As demonstrated in the charts, Fractus contends that each element of each asserted claim is literally infringed by the Accused Products. Fractus further contends that, to the extent that any particular element is not met literally by the Accused Products, each Accused Product infringes under the doctrine of equivalents for the reasons set forth in the charts, including because any differences between the elements of the asserted claims and the corresponding functionality in the accused instrumentality are insubstantial—*i.e.*, the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

The charts for this patent are found in Charts 49-59 in the Dropbox folder whose link was sent in the email attaching this cover pleading.

Infringement of U.S. Patent No. 12,095,149

These claim charts show, on an element-by-element basis, how Geotab Inc. ("Geotab") infringes Claims 1-5, 7-10, 12-15, and 17-20 of U.S. Patent No. 12,095,149 (the "'149 Patent"), through the making, using, offering for sale, or sale in the United States, and/or importation into the United States, of various products and offerings. The claim charts for this patent identify infringement by Fleet Hoster FleetFlix AI+ Pro, Fleet Hoster FleetFlix Lite, Fleet Hoster FleetFlix Lite Pro+, Geotab GO9+ (AT&T), J. J. Keller VideoProtects Dual-Facing Dash Cam, Lytx Surfsight AI-12, Rosco DV6, SmartWitness AP1, SmartWitness CP2, VisionTrack VT3500-AI, and VisionTrack VT3600.

Fractus, S.A. ("Fractus") further notes that these charts contain exemplary, non-limiting descriptions of Geotab's infringement that are representative of how each Accused Product infringes. Fractus further notes that it makes these contentions based on the information reasonably available to it at this time since discovery is at an early stage. Fractus thus reserves the right to modify, supplement, and/or amend these contentions as additional evidence and information become available, including in light of discovery, prior art, claim construction, or any other information provided by Geotab or any other party or non-party to this action.

As demonstrated in the charts, Fractus contends that each element of each asserted claim is literally infringed by the Accused Products. Fractus further contends that, to the extent that any particular element is not met literally by the Accused Products, each Accused Product infringes under the doctrine of equivalents for the reasons set forth in the charts, including because any differences between the elements of the asserted claims and the corresponding functionality in the accused instrumentality are insubstantial—*i.e.*, the corresponding functionality in the Accused Products does substantially the same thing, in substantially the same way, to achieve substantially the same result(s) as the claimed elements.

The charts for this patent are found in Charts 60-70 in the Dropbox folder whose link was sent in the email attaching this cover pleading.