

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

MOSKOWITZ FAMILY LLC,

Plaintiff,

vs.

MEDTRONIC, INC., MEDTRONIC
SOFAMOR DANEK, INC., MEDTRONIC
SOFAMOR DANEK USA, INC., WARSAW
ORTHOPEDIC, INC., and TITAN SPINE,
INC.,

Defendants.

Case No. 25-cv-00769 PJS/DLM

**DEFENDANTS MEDTRONIC, INC., MEDTRONIC SOFAMOR DANEK, INC.,
MEDTRONIC SOFAMOR DANEK USA, INC., WARSAW ORTHOPEDIC, INC., AND
TITAN SPINE, INC.'S RESPONSIVE CLAIM CHARTS**

Pursuant to the Court’s Pretrial Scheduling Order (Dkt. No. 36), the Court’s Amended Pretrial Scheduling Order (Dkt. No. 44), and Plaintiff Moskowitz Family LLC’s (“Moskowitz”) First Amended Disclosure of Asserted Claims and Infringement Claim Charts Against Medtronic (served January 30, 2026) (“Infringement Contentions”), Defendants Medtronic, Inc., Medtronic Sofamor Danek, Inc., Medtronic Sofamor Danek USA, Inc., Warsaw Orthopedic, Inc., and Titan Spine, Inc. (collectively, “Defendants”) submit the following Responsive Claim Charts.

Defendants’ Responsive Claim Charts are based in whole or in part on their present understanding of the asserted claims and Moskowitz’s Infringement Contentions. In serving Responsive Claim Charts, Defendants do not concede that Moskowitz’s Infringement Contentions are adequate or sufficient under the Court’s Pretrial Scheduling Order (Dkt. No. 36). Nor do Defendants waive any objection to the adequacy or sufficiency of Moskowitz’s Infringement Contentions.

Defendants’ discovery and investigation in connection with this lawsuit is continuing. Among other things, discovery is still underway, witnesses remain to be deposed, and the Court has not yet construed any terms of the patents-in-suit. Accordingly, Defendants’ Responsive Claim Charts are subject to modification, amendment, or supplementation in accordance with the Court’s Pretrial Scheduling Order, other orders of the Court, and/or the Federal Rules of Civil Procedure as this action progresses and additional information is obtained. Defendants specifically reserve the right to amend and supplement their Responsive Claim Charts, as contemplated by the Court’s Pretrial Scheduling Order (Dkt. No. 36), including (without limitation) in light of the Court’s claim construction rulings, in response to information disclosed or produced by Moskowitz, if the Court permits Moskowitz to amend its Infringement Contentions, or the

disposition of any *Inter Partes Review*, Post-Grant review, or other proceedings before the United States Patent and Trademark Office involving the Asserted Patents or related patents.

Defendants note that Moskowitz has not provided any doctrine of equivalence contentions that are compliant with the requirements of the Pretrial Scheduling Order. For that reason, Defendants have not prepared responsive contentions pertaining to the doctrine of equivalence.

Defendants' Responsive Claim Charts are not intended to include or otherwise reflect Defendants' claim construction contentions, which will be disclosed in accordance with the Court's Pretrial Scheduling Order (Dkt. No. 36) and the Court's Amended Pretrial Scheduling Order (Dkt. No. 44). Nothing in the Responsive Claim Charts should be construed as an admission of the patents' validity or the correctness of Moskowitz's apparent claim constructions. Defendants deny all allegations in Moskowitz's Infringement Contentions unless expressly admitted in the accompanying Responsive Claim Charts.

Subject to the statements, limitations, and reservations made herein, Defendants' Responsive Claim Charts are attached as **Exhibits A1-A4, B1, C1/C2, D1, E1, F1/F2, G1, H1/H2, I1/I2, J1, K1/K2, and L1/L2**, respectively.

Dated: April 28, 2026

Respectfully submitted,

/s/ X. Kevin Zhao

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Inc.; and Titan Spine, Inc.*

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record via email on April 28, 2026.

/s/ Christina V. Rayburn
Christina V. Rayburn