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

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| CARMA TECHNOLOGY, CORP., CARMA TECHNOLOGY, LTD.<br><br>Plaintiffs,<br><br>v.<br><br>UBER TECHNOLOGIES, INC., UBER FREIGHT HOLDING CORPORATION, AND UBER FREIGHT US LLC<br><br>Defendants. | Civil Action No.: 2:25-cv-00029-JRG-RSP<br><br>**JURY TRIAL DEMANDED** |

# JOINT P.R. 4-3 STATEMENT

Pursuant to P.R. 4-3 and the Docket Control Order (Dkt. 25), Plaintiffs Carma Technology Corp. and Carma Technology, Ltd. ("Plaintiffs" or "Carma") and Defendants Uber Technologies, Inc., Uber Freight Holding Corporation, and Uber Freight US LLC ("Defendants") (collectively, "Parties") submit this Joint Claim Construction and Prehearing Statement with regard to the following patents: U.S. Patent No. 7,840,427 (the "'427 Patent"), 10,741,071 (the "'071 Patent"), 10,916,138 (the "'138 Patent"), 11,017,668 (the "'668 Patent"), and 11,164,456 (the "'456 Patent").

## I. P.R. 4-3(a)(1) Agreed Constructions

The Parties currently have not agreed on any constructions or partial constructions with respect to the terms identified for construction. The Parties are continuing to work toward narrowing their disputes with respect to the terms identified for construction and attempting to reach agreement or partial agreement where possible.

## II. P.R. 4-3(a)(2) Disputed Terms

Exhibit A attached hereto contains Carma's proposed constructions for each disputed term,

phrase, or clause together with the intrinsic and extrinsic evidence that Carma contends supports its proposed constructions. Exhibit B attached hereto contains Defendants' proposed constructions for each disputed term, phrase, or clause together with the intrinsic and extrinsic evidence that Defendants contend support their proposed constructions.

III. **P.R. 4-3(a)(3) Anticipated Length of Time for the Claim Construction Hearing**

The Parties agree that 4 hours will provide sufficient time to conduct the claim construction hearing.

IV. **P.R. 4-3(a)(4) Anticipated Witnesses at Claim Construction Hearing**

The Parties do not anticipate providing testimony from any witnesses at the claim construction hearing.

V. **P.R. 4-3(a)(5) Other Issues to Be Addressed at a Prehearing Conference**

The Parties do not have any other issues to be addressed at any prehearing conference prior to the claim construction hearing.

Dated: February 9, 2026

Respectfully submitted,

*/s/ Gareth DeWalt*

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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that on February 9, 2026, a copy of the foregoing was served on counsel for Defendant via electronic mail.

*/s/ Gareth DeWalt*
Gareth DeWalt

**EXHIBIT A**

**CARMA'S PROPOSED CLAIM CONSTRUCTIONS AND EVIDENCE**

I. **U.S. Patent No. 7,840,427**

| Claim Term or Phrase | Proposed Claim Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|
| "nodes" (all claims) | *See network of nodes.* | **Intrinsic Evidence**: '427 Patent at Abstract; Figs. 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 3:5-15, 4:28-45, 7:8-20, 7:32-43, 14:28-32, 14:33-47, 14:49-15:62, 16:27-58, 16:65-17:32, 19:17-27; claims 2, 6.<br><br>Application 12/069,656 File History, September 30, 2009 Amendment/Request for Reconsideration at 7-10; March 5, 2009 Amendment/Request for Reconsideration at 9-11; August 9, 2010 Amendment/Request for Reconsideration at 8-11; August 24, 2010 Interview Summary. |
| "predetermined transport vehicle journey" / "predetermined journey of a transport vehicle" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '427 Patent at Abstract; Figs. 1, 2, 6a, 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 2:58-4:5, 3:5-15, 4:28-45, 7:8-20, 7:32-43, 8:34-60, 14:28-32, 14:33-47, 14:49-15:62, 15:63-14, 16:27-58, 16:65-17:32, 18:26-30, 19:17-27; 23:46-24:20, 24:45-50, claims 2, 6.<br><br>Application 12/069,656 File History, September 30, 2009 Amendment/Request for Reconsideration at 7-10; March 5, 2009 Amendment/Request for Reconsideration at 9-11; August 9, 2010 |

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| | | Amendment/Request for Reconsideration at 8-11; August 24, 2010 Interview Summary. |
| "network of nodes" (all claims) | geographic locations (such as addresses or intersections) where a customer could be picked up or dropped off, and street segments between them | **Intrinsic Evidence**: '427 Patent at Abstract; Figs. 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 3:5-15, 4:28-45, 7:8-20, 7:32-43, 14:28-32, 14:33-47, 14:49-15:62, 16:27-58, 16:65-17:32, 19:17-27; claims 2, 6.<br><br>Application 12/069,656 File History, September 30, 2009 Amendment/Request for Reconsideration at 7-10; March 5, 2009 Amendment/Request for Reconsideration at 9-11; August 9, 2010 Amendment/Request for Reconsideration at 8-11; August 24, 2010 Interview Summary. |

II. **U.S. Patent No. 10,741,071**

| Claim Term or Phrase | Proposed Claim Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|
| "shared transport system" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '071 Patent at Figs. 1, 2, 4, 7; 1:23-23, 2:64-3:52, 4:38-53, 7:4-16, 7:20-8:4, 9:16-26, 14:27-36, 14:53-15:2, 22:28-35. |
| "pick-up location / drop-off location" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '071 Patent at Figs. 1, 2, 6a, 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 3:16-27, 7:4-16, 8:33-43, 8:61-9:15, 11:9-53, 14:32-36, 14:53-15:49, 16:33-65, 24:9-17. |
| "transport provider" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '071 Patent at Abstract; Figs. 1, 4, 6a, 6b, 7, 12a, 12b, 13, 14a, 14b, 14c, 14d, 14e, 14f; 3:5-39, 16:60-17:4, 18:13-34, 20:54-21:18, 22:58-23:17, 23:35-42, 25:18-23, 25:30-58, 26:9-12, 28:56-67. |

III. **U.S. Patent No. 10,916,138**

| Claim Term or Phrase | Proposed Claim Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|
| "the provider characteristics being received from a transport provider device of the transport provider" (all claims) | Some of the provider characteristics are provided by the transport provider device of the transport provider. *See "the provider* | **Intrinsic Evidence**: '138 Patent at Figs. 2, 4, 6a, 6b, 7;3:13-20, 4:1-25, 7:26-33, 9:1-12, 24:66-25:18. |

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| | *characteristics including a current location or planned route and an available space or capacity of the transport provider, the provider characteristics being received from a transport provider device of the transport provider"* | |
| "shared transport system" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '138 Patent at Figs. 1, 2, 4, 7; 1:23-26, 3:1-58, 4:37-57, 7:10-22, 7:26-8:11, 9:24-34, 14:32-41, 14:58-15:7, 22:35-42. |
| "pick-up location / drop-off location" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '138 Patent at Figs. 1, 2, 6a, 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 3:21-32, 7:10-22, 8:40-50, 9:1-23, 11:17-59, 14:37-41, 14:58-15:54, 16:38-17:3, 24:17-24. |
| "transport provider" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '138 Patent at Abstract; Figs. 1, 4, 6a, 6b, 7, 12a, 12b, 13, 14a, 14b, 14c, 14d, 14e, 14f; 3:9-44, 16:65-17:9, 18:18-39, 20:59-21:24, 22:66-23:25, 23:45-51, 25:24-29, 25:36-64, 26:15-18, 28:65-29:9. |
| "the provider characteristics including a current location or planned route and an available space or capacity of the transport provider, the provider characteristics being | Some of the provider characteristics are provided by the transport provider device of the transport provider. | **Intrinsic Evidence**: '138 Patent at Figs. 2, 4, 6a, 6b, 7;3:13-20, 4:1-25, 7:26-33, 9:1-12, 24:66-25:18. |

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| received from a transport provider device of the transport provider" (all claims) | | |

IV. **U.S. Patent No. 11,017,668**

| Claim Term or Phrase | Proposed Claim Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|
| "anomalous condition" (all claims) | "when a ride results in a journey which is terminated before or at a different point than the established destination point" | **Intrinsic Evidence**: '668 Patent at Abstract, 12:11-32, 25:24-26:17, 29:4-27; claims 4-9. |
| "shared transport system" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '668 Patent at Figs. 1, 2, 4, 7; 1:23-26, 3:1-58, 4:37-57, 7:10-22, 7:26-8:11, 9:24-34, 14:35-44, 14:61-15:10, 22:37-44. |
| "pick-up location / drop-off location" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '668 Patent at Figs. 1, 2, 6a, 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 3:21-32, 7:10-22, 8:40-50, 9:1-9:23, 11:17-60, 14:40-44, 14:61-15:57, 16:41-17:6, 24:19-27. |
| "transport provider" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '668 Patent at Abstract; Figs. 1, 4, 6a, 6b, 7, 12a, 12b, 13, 14a, 14b, 14c, 14d, 14e, 14f; 3:9-44, 17:1-12, 18:21-42, 20:62-21:26, 23:1-26, 23:45-51, 25:29-34, 25:41-26:2, 26:21-24, 29:4-15. |

V. **U.S. Patent No. 11,164,456**

| Claim Term or Phrase | Proposed Claim Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|
| "shared transport system" (all claims | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '456 Patent at Figs. 1, 2, 4, 7; 1:27-30, 3:3-58, 4:39-59, 7:13-25, 7:29-8:14, 9:27-37, 14:40-49, 14:66-15:15, 22:41-48. |
| "pick-up location / drop-off location" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '456 Patent at Figs. 1, 2, 6a, 8a, 8b, 9a, 9b, 14a, 14b, 14c, 14d, 14e, 14f; 3:23-34, 7:13-25, 8:43-53, 9:4-26, 11:21-64, 14:45-49, 14:66-15:62, 16:46-17:10, 24:23-32. |
| "transport provider" (all claims) | No construction required, plain and ordinary meaning. | **Intrinsic Evidence**: '456 Patent at Abstract; Figs. 1, 4, 6a, 6b, 7, 12a, 12b, 13, 14a, 14b, 14c, 14d, 14e, 14f; 3:11-46, 17:5-16, 18:25-34, 20:65-21:29, 23:5-30, 23:49-55, 25:33-36, 25:45-26:6, 26:24-27, 29:6-17. |

**EXHIBIT B**

**U.S. Patent No. 7,840,427**

| Claim Term | Claim Terms and Phrases | Defendants' Proposed Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|---|
| 1. | "predetermined transport vehicle journey" / "predetermined journey of a transport vehicle"<br><br>(all claims) | "a trip along an existing route defined before demand for transport and independently of a transport user's door-to-door trip" | Abstract; 1:23–5:55, 6:31–13:2, 14:3–20:8, 21:5–29:8; Figs. 1–9b, 14a–14i; claims 1–7, 14–17; 08/24/2010 Examiner Interview Summary; 08/24/2010 Notice of Allowability at 2–9; 08/09/2010 Applicant Remarks at 8–11; 05/12/2009 Non-Final Rejection at 2–13; 03/05/2010 Applicant Remarks at 7–11; 12/23/2009 Final Rejection at 2–13; 09/30/2009 Applicant Remarks at 7–10; 07/06/2009 Non-Final Rejection at 2–10. |
| 2. | "network of nodes" / "nodes"<br><br>(all claims) | "the pick-up points and drop-off points interconnected by predetermined transport vehicle journey routes" (proposed construction for "network of nodes") | Abstract; 1:23–5:55, 6:31–13:2, 14:3–20:8, 21:5–29:8; Figs. 1–9b, 14a–14i; claims 1–7, 14–17; 08/24/2010 Examiner Interview Summary; 08/24/2010 Notice of Allowability at 2–9; 08/09/2010 Applicant Remarks at 8–11; 05/12/2009 Non-Final Rejection at 2–13; 03/05/2010 Applicant Remarks at 7–11; 12/23/2009 Final Rejection at 2–13; 09/30/2009 Applicant Remarks at 7–10; 07/06/2009 Non-Final Rejection at 2–10.<br><br>EP Patent Application No. 08725447.0 File History, May 25, 2012 Letter from M. Weldon to EPO at 1-3, and attached claim 1.<br><br>Dictionary of Computing 5th ed. at 226 (defining "network" as "a system made of a number of points or circuits that are interconnected").<br><br>American Heritage College Dictionary 4th ed. at 934 (defining "network" as "[a] system of lines or channels that |

| Claim Term | Claim Terms and Phrases | Defendants' Proposed Construction | Intrinsic and Extrinsic Evidence |
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| | | | cross or interconnect" or "[a] complex interconnected group or system").<br><br>New Oxford American Dictionary 2d ed. at 1142 (defining "network" as "an arrangement of intersecting horizontal and vertical lines").<br><br>Penguin Complete English Dictionary at 935 (defining "network" as "any system of intersecting horizontal and vertical lines" or "a system of interconnected railways, roads, etc."). |

**U.S. Patent Nos. 10,741,071, 10,916,138, 11,017,668, and 11,164,456**

| Claim Term | Claim Terms and Phrases | Defendants' Proposed Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|---|
| 3. | "shared transport system"<br><br>('071 patent, all claims; '138 patent, all claims; '668 patent, all claims; '456 patent, claims 1-5, 7, 10-15) | "a server system that matches transport users with transport providers traveling an existing route defined before demand for transport and independently of a transport user's door-to-door trip" | The abstract of each Asserted Patent.<br><br>The following portions of the specification (citations to the '427 patent because the Asserted Patents share a specification): 1:23–5:55, 6:31–13:2, 14:3–20:8, 21:5–29:8; Figs. 1–9b, 14a–14i.<br><br>All claims of the five Asserted Patents.<br><br>The following portions of the '427 patent file history: 08/24/2010 Examiner Interview Summary; 08/24/2010 Notice of Allowability at 2–9; 08/09/2010 Applicant Remarks at 8–11; 05/12/2009 Non-Final Rejection at 2–13; 03/05/2010 Applicant Remarks at 7–11; 12/23/2009 Final Rejection at 2–13; 09/30/2009 Applicant Remarks at 7–10; 07/06/2009 Non-Final Rejection at 2–10.<br><br>EP Patent Application No. 08725447.0 File History, May 25, 2012 Letter from M. Weldon to EPO at 1-3, and attached claim 1. |
| 4. | "pick-up location" / "drop-off location"<br><br>('071 patent, all claims; '138 patent, all claims; '668 patent, all claims; '456 patent, all claims) | "a node along an existing route defined before demand for transport and independently of a transport user's door-to-door trip" | The abstract of each Asserted Patent.<br><br>The following portions of the specification (citations to the '427 patent because the Asserted Patents share a specification): 1:23–5:55, 6:31–13:2, 14:3–20:8, 21:5–29:8; Figs. 1–9b, 14a–14i.<br><br>All claims of the five Asserted Patents. |

| Claim Term | Claim Terms and Phrases | Defendants' Proposed Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|---|
| | | | The following portions of the '427 patent file history: 08/24/2010 Examiner Interview Summary; 08/24/2010 Notice of Allowability at 2–9; 08/09/2010 Applicant Remarks at 8–11; 05/12/2009 Non-Final Rejection at 2–13; 03/05/2010 Applicant Remarks at 7–11; 12/23/2009 Final Rejection at 2–13; 09/30/2009 Applicant Remarks at 7–10; 07/06/2009 Non-Final Rejection at 2–10.<br><br>EP Patent Application No. 08725447.0 File History, May 25, 2012 Letter from M. Weldon to EPO at 1-3, and attached claim 1. |
| 5. | "transport provider"<br><br>('071 patent, all claims; '138 patent, all claims; '668 patent, all claims; '456 patent, all claims) | "a driver offering transport along an existing route defined before demand for transport and independently of a transport user's door-to-door trip" | The abstract of each Asserted Patent.<br><br>The following portions of the specification (citations to the '427 patent because the Asserted Patents share a specification): 1:23–5:55, 6:31–13:2, 14:3–20:8, 21:5–29:8; Figs. 1–9b, 14a–14i.<br><br>All claims of the five Asserted Patents.<br><br>The following portions of the '427 patent file history: 08/24/2010 Examiner Interview Summary; 08/24/2010 Notice of Allowability at 2–9; 08/09/2010 Applicant Remarks at 8–11; 05/12/2009 Non-Final Rejection at 2–13; 03/05/2010 Applicant Remarks at 7–11; 12/23/2009 Final Rejection at 2–13; 09/30/2009 Applicant Remarks at 7–10; 07/06/2009 Non-Final Rejection at 2–10. |
| 6. | "the provider characteristics including a current location or planned | "the provider characteristics including **(1)** a current location or planned route**,** and **(2)** an available space or capacity of the transport provider, each received from the transport | Abstract, 1:23–5:44, 6:38–12:54, 16:26–20:24, 21:25–22:42, 23:36–29:32; Figs. 1, 2, 3, 4, 5a, 5b, 6a, 6b, 7, 14a–i; claims 1, 6–8, 10, 15–18. |

| Claim Term | Claim Terms and Phrases | Defendants' Proposed Construction | Intrinsic and Extrinsic Evidence |
|---|---|---|---|
| | route and an available space or capacity of the transport provider, the provider characteristics being received from a transport provider device of the transport provider" / "the provider characteristics being received from a transport provider device of the transport provider"<br><br>('138 patent, all claims) | provider device of the transport provider" (proposed construction for "the provider characteristics including a current location or planned route and an available space or capacity of the transport provider, the provider characteristics being received from a transport provider device of the transport provider") | |
| 7. | "anomalous condition"<br><br>('668 patent, all claims) | Plain and ordinary meaning | Abstract, 1:23–5:36, 5:43–45, 5:64–6:11, 7:10–12:57, 21:27–22:29, 22:45–23:67, 24:1–26:24, 26:25-35, 26:35–28:41; Figs. 1, 2, 3, 4, 5a, 5b, 7, 10a, 10b, 11a, 11b; claims 1, 4, 5, 6, 7, 8, 9, 12, 15, 16, 17, 18, 19, 20; 01/19/2021 Applicant Remarks at 11–12; 10/20/2020 Non-Final Rejection at 3–6; 01/28/2021 Notice of Allowability at 2–3; U.S. Patent No. 10,748,420 at claims 1–18. |