

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

FRACTUS, S.A.,

Plaintiff,

v.

**ADT LLC d/b/a ADT SECURITY
SERVICES**

Defendant.

Civil Action No. 2:22-cv-00412-JRG

Jury Trial Requested

NOTICE OF FINAL ELECTION OF CLAIMS FOR TRIAL

In accordance with the Court's Fourth Amended Docket Control Order, Dkt. 200, Plaintiff Fractus, S.A., hereby makes its final election of claims for trial in this matter as follows:

Claim 1 of U.S. Patent No. 8,674,887;

Claims 1 and 31 of U.S. Patent No. 8,456,365; and

Claims 12 and 15 of U.S. Patent No. 8,738,103.

As stated in Fractus's Response to ADT's Notice in Response to Order Denying Trial Continuance, Fractus is forced to make this election without confirmation of whether ADT will be putting on an invalidity defense at trial. *See* Dkt. 215 at 1-2. Fractus is making this election under its current understanding that ADT will not be putting on an invalidity defense at trial. Fractus expressly reserves its rights to amend this final election should ADT reverse its decision and be permitted to put on an invalidity defense.

DATED: June 28, 2024

Respectfully submitted,

/s/ Max L. Tribble

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CERTIFICATE OF SERVICE

I hereby certify that on June 28, 2024 a copy of the foregoing document was filed electronically in compliance with Local Rule CV-5(a). Therefore, this document was served on all counsel who are deemed to have consented to electronic service by email.

/s/ Max L. Tribble

Max L. Tribble, Jr.