

**UNITED STATES DISTRICT COURT
DISTRICT OF DELAWARE**

OPENTV, INC.,

Plaintiff,

v.

PINTEREST, INC.,

Defendant.

Case No. 1:25-cv-01404-JCG

**DEFENDANT PINTEREST, INC.'S PRELIMINARY CLAIM CONSTRUCTIONS AND
SUPPORTING EXTRINSIC EVIDENCE**

Pursuant to the Paragraph 14 of the Court's Scheduling Order (D.I. 30), Defendant Pinterest, Inc. ("Pinterest") hereby provides the following proposed preliminary constructions and supporting extrinsic evidence for each claim term/phrase of U.S. Patent No. 12,231,703 that the parties contend may need to be construed by the Court. Pinterest will make a contemporaneous production of extrinsic evidence on which it may rely in connection with one or more of the preliminary constructions proposed below, including but not limited to the extrinsic evidence expressly cited below.¹

¹ In the *inter partes* review petition in IPR2026-00334 filed against the '703 patent on April 6, 2026, Pinterest took the position that the claim terms should be given their "plain meaning." Likewise, it is Pinterest's position here that the terms should be given their plain and ordinary meaning. Consistent with the position taken in its IPR petition, Pinterest's proffered constructions here capture, and are coextensive with, the ordinary meaning applied in the IPR petition. Specifically, the scope of the "plain meaning" constructions proposed here are identical to the scope of the "plain meaning" for the terms as applied in the IPR petition.

In the IPR petition, Pinterest took the position that Orr discloses these limitations because it describes that "**during operation**, the device user may **request a channel change** to render content from a different channel." IPR2026-00334 Pet. 20-22; Orr, ¶[0020]. Similarly, Pinterest took the position that Hervey discloses these limitations because it describes "during ongoing playback" receiving a "requested stream[]" and a "user[] ... change [of] the input." IPR2026-00334 Pet. 60-

Term	Proposed Construction	Extrinsic Evidence
“selection of a new piece of content” (All claims)	“selection”: Plain meaning, which in the context of the claims and specification is “a user’s choice”	American Heritage Dictionary (5th Ed.): “select ... To take as a choice from among several; pick out” “selection ... 1. The act of selecting something ... 2. One that is selected ... See Synonyms at choice.” Webster’s New World College Dictionary (5th Ed.): “select ... to choose or pick out from among others, as for excellence, desirability, etc. ... to make a selection; choose” “selection ... 1 a selecting or being selected 2 a) a person or thing chosen” Oxford Advanced Learner’s Dictionary of Current English (9th Ed.): “select ... to choose sb/sth from a group of people or things” “selection ... a number of people or things that have been chosen from a larger group” Random House Dictionary of the English Language: “select ... 1. To choose in preference to another or others; pick out” “selection ... 1. The act or an instance of selecting or the state of being selected; choice” Webster’s Third New International Dictionary: “select ... to choose from a number or group usu. By fitness or excellence, or other distinguishing feature”

61; Hervey, slides 28, 32. Those disclosures are covered under Pinterest’s proffered constructions in the same manner as covered by the “plain meaning” construction applied in the IPR petition.

		“selection ... 1 : the act or process of selecting : the state of being selected ... 2 a : one that is selected : choice” Dictionary of Computer and Internet Terms (Vol. 1): “select ... To mark text, cells, and similar items that will be subject to a user action, such as copying text” A Dictionary of Computer Science (7th Ed.): “select 1. To initiate an action or enable a data path. ... 4. To indicate an item in a menu, menu bar, button bar, etc., with the selection cursor before initiating an action.” Dictionary of Computer and Internet Terms (12th Ed.): “select to tell the computer you are ready to work with an object. You can select one or more objects at a time (Figure 239). Usually, kyou select an object by clicking on it with the mouse.” Dictionary of Science and Technology: “selection a process of choosing or of being chosen”
“during playback of a first piece of content” (All claims)	“during”: Plain meaning, which in the context of the claims and specification is “at some point in the course of”	American Heritage Dictionary (5th Ed.): “during ... 2. At some time in” Webster’s New World College Dictionary (5th Ed.): “during ... 2 at some point in the entire time of; in the course of” Oxford Advanced Learner’s Dictionary of Current English (9th Ed.): “during ... 2 at some point in a period of time” Random House Dictionary of the English Language: “during ... 2. At some time or point in the course of” Webster’s Third New International Dictionary: “during ... 2 : at some point in the course of”

Dated: July 31, 2026

By /s/Jared W. Newton

Jared W. Newton (#7519)
QUINN EMANUEL URQUHART & SULLIVAN, LLP
500 Delaware Avenue, Suite 220
Wilmington, DE 19801
(302) 302-4000
jarednewton@quinnemanuel.com

Victoria F. Maroulis
Rachel Herrick Kassabian
Joshua Parzivand
Paula Gonzalez
QUINN EMANUEL URQUHART & SULLIVAN, LLP
555 Twin Dolphin Drive, 5th Floor
Redwood Shores, CA 94065
(650) 801-5000
victoriamaroulis@quinnemanuel.com
rachelkassabian@quinnemanuel.com
joshuaparzivand@quinnemanuel.com
paulagonzalez@quinnemanuel.com

James M. Glass
Ron Hagiz
QUINN EMANUEL URQUHART & SULLIVAN, LLP
295 Fifth Avenue, 9th Floor
New York, NY 10016
(212) 849-7000
jamesglass@quinnemanuel.com
ronhagiz@quinnemanuel.com

Quincy Lu
Conrad A. Gosen
QUINN EMANUEL URQUHART & SULLIVAN, LLP
1109 First Avenue, Suite 210
Seattle, WA 98101
(206) 905-7000
quincylu@quinnemanuel.com
conradgosen@quinnemanuel.com

Amber Gibson
QUINN EMANUEL URQUHART & SULLIVAN, LLP
1300 I Street, N.W.
Washington, D.C. 20005
(202) 538-8000
ambergibson@quinnemanuel.com

Counsel for Defendant Pinterest, Inc.

CERTIFICATE OF SERVICE

Pursuant to the Federal Rules of Civil Procedure and Local Rule 5.4, I hereby certify that, on July 31, 2026, all counsel of record who have appeared in this case are being served with a copy of the foregoing via email.

Dated: July 31, 2026

/s/ Quincy Lu
Quincy Lu