

1 Plaintiff also fails to identify the *network page* in the “assigning” element as shown in the
2 exemplary page below:

3 U.S. Patent No. 7,181,459 - Claim 1

4
5 **Claim 1.**

6 1. A computer implemented method of categorizing a
7 network page, comprising:

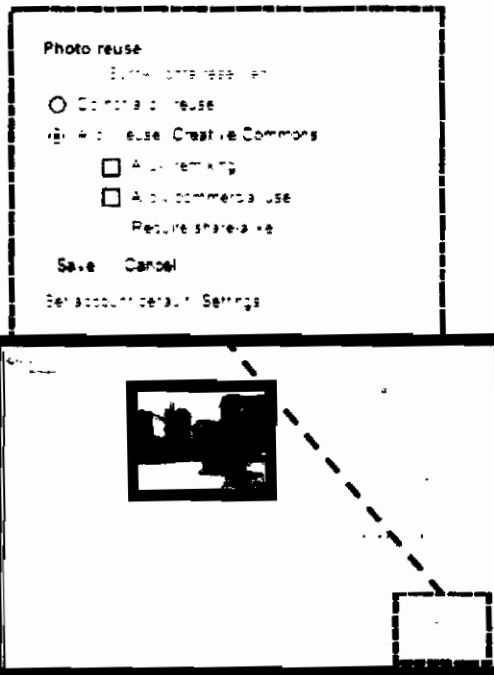
8 providing a list of categories, wherein said list of
9 categories include a category for transacting
10 business and a category for providing
11 information, and wherein said list of categories
12 include a category based on copyright
13 status of material on a page;

14 assigning said network page to one or more of said
15 list of categories;

16 providing a categorization label for the network page
17 using the copyright status of material on the
18 network page; and

19 controlling usage of the network page using the
20 categorization label and the copyright status of
21 the network page.

22 Google also assigns individual Picasa pages to one or more of the
23 categories based on the user's individual selection for that page or
24 default setting.



25 Plaintiff's Second Supplemental Infringement Contentions, Ex. 1, p. 79 (blue and green highlighting added).

Plaintiff is required to identify “where each limitation of each asserted claim is found within the accused instrumentality.” (Dkt. 47, ¶ 5.c.) A recitation of claim language alongside an accused product without an identification of how the product meets the claims is insufficient as a matter of law. *See Network Caching Tech.*, 2002 WL 32126128, at *5. On the page cited above, Plaintiff literally recites the claim language but simply replaces “network page” with “individual Picasa page.” Plaintiff offers no definition for the term “individual Picasa page” and