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UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

PLANTRONICS, INC.,)
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Plaintiff(s),)
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v.)
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ALIPH, INC., et al.,)
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Defendant(s).)
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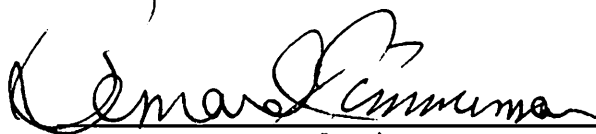
No. C09-1714 BZ
TENTATIVE CLAIM CONSTRUCTION

CLAIM	TERM OR PHRASE	CONSTRUCTION
1, 10	"dimensioned to cover a portion of the receiver"	plain meaning
1, 11, 21, 30	"stabilizer support"	an elongated structure that extends from the ear cushion to the concha stabilizer pad and stabilizes the headset
1	"dimensioned to fit within an upper concha"	plain meaning

1 2 3	1, 11, 21, 30	"concha stabilizer pad"	a soft structure that [protects or contacts] the upper concha
4 5 6 7 8	10	"the receiver having a tragus contact point, and an anti-tragus contact point disposed substantially opposite to the tragus contact point"	the receiver having two points, substantially opposite to one another, that directly touch the tragus and the antitragus
9 10 11 12	10, 11, 18, 25, 26, 29, 31-56	"concha stabilizer"	a stabilizing structure, which extends between the ear cushion and the upper concha
13 14 15	10	"dimensioned to contact an upper concha between an antihelix and a crux of a helix"	plain meaning
16 17 18 19 20 21	25, 29, 35, 36, 39, 40, 47, 49, 53, 55	"toroid shaped" (25) / "torus shaped" (35, 36, 39, 40, 47, 49, 53) / "torus shape" (55) / "substantially toroid shaped" (39, 49) / "substantially torus shaped" (25) / "substantially torus shape" (55) / "comprises a toroid" (29)	"torus" or "toroid," as used in these phrases, means a doughnut-shaped body or surface generated by a circle rotated about an axis
22	26	"adapted to self-adjust to a proper position"	plain meaning
23 24 25 26 27 28	35, 36, 47, 53	"at least a portion of the concha stabilizer is torus shaped" (35) / "the portion of the concha stabilizer which is torus shaped" (36) / "a torus shaped portion" (47) / "at least a portion of the concha stabilizer that is torus shaped" (53)	plain meaning

37, 38, 41, 42, 48, 50, 54, 56	"ring shaped" (37, 38, 41, 42, 28, 50, 54, 56) / "ring shape" (56) / "substantially ring shaped" (41, 50) / "substantially ringed shape"	plain meaning
37, 38, 47, 48, 53, 54	"at least a portion of the concha stabilizer is ring shaped" (37) / "the ring shaped portion of the concha stabilizer" (38) / "a ring-shaped portion" (48) / "at least a portion of the concha stabilizer that is ring shaped" (54)	plain meaning
44-50	"concha stabilizer shape of the concha stabilizer"	a shape matching the cavity of the upper concha

Dated: September 19, 2011



Bernard Zimmerman
United States Magistrate Judge

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