

EXHIBIT 1

UNITED STATES DISTRICT COURT
Northern District of California

PATENT LOCAL RULES

Table of Contents

1.	SCOPE OF RULES	PAT-1
1-1.	Title	PAT-1
1-2.	Scope and Construction.....	PAT-1
1-3.	Modification of these Rules	PAT-1
1-4.	Effective Date.....	PAT-1
2.	GENERAL PROVISIONS	PAT-2
2-1.	Governing Procedure.....	PAT-2
	(a) Initial Case Management Conference	PAT-2
2-2.	Confidentiality.....	PAT-2
2-3.	Certification of Disclosures.....	PAT-2
2-4.	Admissibility of Disclosures	PAT-2
2-5.	Relationship to Federal Rules of Civil Procedure	PAT-2
3.	PATENT DISCLOSURES	PAT-4
3-1.	Disclosure of Asserted Claims and Infringement Contentions	PAT-4
3-2.	Document Production Accompanying Disclosure	PAT-4
3-3.	Invalidity Contentions	PAT-5
3-4.	Document Production Accompanying Invalidation Contentions.....	PAT-6
3-5.	Disclosure Requirement in Patent Cases for Declaratory Judgment of Invalidation	PAT-6
	(a) Invalidation Contentions If No Claim of Infringement	PAT-6
	(b) Inapplicability of Rule	PAT-6
3-6.	Amendment to Contentions.....	PAT-6
3-7.	Advice of Counsel	PAT-7
4.	CLAIM CONSTRUCTION PROCEEDINGS	PAT-8
4-1.	Exchange of Proposed Terms for Construction.....	PAT-8
4-2.	Exchange of Preliminary Claim Constructions and Extrinsic Evidence	PAT-8
4-3.	Joint Claim Construction and Prehearing Statement.....	PAT-8
4-4.	Completion of Claim Construction Discovery	PAT-9
4-5.	Claim Construction Briefs.....	PAT-9
4-6.	Claim Construction Hearing.....	PAT-10
4-7.	Good Faith Participation	PAT-10

3. PATENT DISCLOSURES

3-1. Disclosure of Asserted Claims and Infringement Contentions

Not later than 14 days after the Initial Case Management Conference, a party claiming patent infringement shall serve on all parties a “Disclosure of Asserted Claims and Infringement Contentions.” Separately for each opposing party, the “Disclosure of Asserted Claims and Infringement Contentions” shall contain the following information:

- (a) Each claim of each patent in suit that is allegedly infringed by each opposing party, including for each claim the applicable statutory subsections of 35 U.S.C. §271 asserted;
- (b) Separately for each asserted claim, each accused apparatus, product, device, process, method, act, or other instrumentality (“Accused Instrumentality”) of each opposing party of which the party is aware. This identification shall be as specific as possible. Each product, device, and apparatus shall be identified by name or model number, if known. Each method or process shall be identified by name, if known, or by any product, device, or apparatus which, when used, allegedly results in the practice of the claimed method or process;
- (c) A chart identifying specifically where each limitation of each asserted claim is found within each Accused Instrumentality, including for each limitation that such party contends is governed by 35 U.S.C. § 112(6), the identity of the structure(s), act(s), or material(s) in the Accused Instrumentality that performs the claimed function.
- (d) For each claim which is alleged to have been indirectly infringed, an identification of any direct infringement and a description of the acts of the alleged indirect infringer that contribute to or are inducing that direct infringement. Insofar as alleged direct infringement is based on joint acts of multiple parties, the role of each such party in the direct infringement must be described.
- (e) Whether each limitation of each asserted claim is alleged to be literally present or present under the doctrine of equivalents in the Accused Instrumentality;
- (f) For any patent that claims priority to an earlier application, the priority date to which each asserted claim allegedly is entitled; and
- (g) If a party claiming patent infringement wishes to preserve the right to rely, for any purpose, on the assertion that its own apparatus, product, device, process, method, act, or other instrumentality practices the claimed invention, the party shall identify, separately for each asserted claim, each such apparatus, product, device, process, method, act, or other instrumentality that incorporates or reflects that particular claim.
- (h) If a party claiming patent infringement alleges willful infringement, the basis for such allegation.

3-2. Document Production Accompanying Disclosure

With the “Disclosure of Asserted Claims and Infringement Contentions,” the party claiming patent infringement shall produce to each opposing party or make available for inspection and copying: