

TAB A

Motorola Patent No. 6,272,333

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Microsoft term: “data”	12	Digital information	Information to be processed by an application, not an application or a software update for an application
Microsoft term: “controlling a delivery of data”	12	Managing whether and when data is delivered	delivering data only after checking in the fixed portion whether an application compatible with the data is accessible to the subscriber unit
Microsoft term: “fixed portion of [a/the] wireless communication system”	12	The stationary portion of the wireless communication system that includes base stations and a controller	the stationary portion of the wireless communication system that includes base stations and a controller that controls the base stations, as distinct from the portable portion that includes subscriber units, or the public network portion that includes telephones or computers that originate data messages
Motorola term: “subscriber unit”	12-13	A portable device for use in a wireless communication system	a device that can receive data from the fixed portion of the wireless communication system
Motorola term: “application registry comprising a list of all software applications that are currently accessible to the subscriber unit”	12-13	A portion of memory that includes a list of all software applications that are immediately available for use by the subscriber unit	one official list of all applications currently accessible to the subscriber unit, including applications that can be downloaded over the air

Motorola Patent No. 6,408,176

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Microsoft term: “extracts the caller-related information from the stored voice mail” / “extracting the caller-related information from the stored voice mail” / “receiving the caller-related information ... after extraction from stored voice mail”	1,8,11	See constructions for “extracts / extracting / extraction” and “caller-related information”	“To select and remove the spoken words that relate to the caller (e.g. a telephone number) from the remainder of the stored voice mail message to produce caller-related information in voice format.”
Microsoft term: Order of the functional operation (Claim 1 -extracts caller-relation information/(Claim 8 - extracting the caller-related information/Claim 11 - extraction from stored voice mail) and the functional step (Claim 1 - converts the caller-related information from the voice format to an alphanumeric string format/Claim 8-converting the caller-related information from a voice format into an alpha-numeric-string format/Claim 11 - caller-related information in an alpha-numeric string format resulting from a voice-to-alphanumeric-string-	1,8,11	The operation of “extracts”; “extracting”; “extraction” of caller-related information and the operation of “converts” / “converting” / “conversion” of caller-related information may take place in any order in accordance with known speech-recognition techniques.	The functional operation (Claim 1 - extracts caller-relation information/(Claim 8 - extracting the caller-related information/Claim 11-extraction from stored voice mail) is performed prior to the functional step (Claim 1 - converts the caller-related information from the voice format to an alpha-numeric string format/Claim 8 - converting the caller-related information from a voice format into an alpha-numeric-string format/Claim 11 - caller-related information in an alpha-numeric string format resulting from a voice-to-alphanumeric-string-format conversion).

format conversion).			
Microsoft term: “fixed network equipment”	1	Communication system infrastructure component.	A telecommunication equipment installation that routes voice calls between the communication, target and voice mail devices and routes data between the converter and the communication devices.
Microsoft term: “receiving a request from a user of the communication unit”	11	This element requires no construction and should be accorded its plain and ordinary meaning.	The communication system infrastructure is receiving a request from the communication unit.
Motorola term: “caller-related information”	1,8,11	Information provided by a caller in a stored audio message.	Information present in a stored voice mail that enables a communication device to initiate a communication to a target device.
Motorola term: “extracts” / “extracting” / “extraction”	1,8,11	Selecting.	To select and remove from a group of items those which meet specific criteria.

Motorola Patent No. 6,983,370

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “messaging session”	22, 29, 36, 42, 46, 59	A session of real time electronic messaging, between two or more messaging clients.	An active communication connection during which there is a transfer of electronic messages between two or more communicating devices with a defined beginning and end.
Motorola term: “providing continuity between a plurality of messaging clients”	2, 6, 9, 10, 11, 12, 13, 18, 19, 20, 29, 33, 42, 45, 59	See construction for “for providing continuity.”	Indefinite.
Microsoft term: “for providing continuity”	1, 6, 9, 10, 11, 12, 13, 15, 18, 19, 20, 22, 29, 33, 36, 42, 45, 46, 50, 59	Allowing an account user to continue at least one messaging session on different messaging clients.	Indefinite.
Motorola term: “session data”	22, 29, 33	Data relating to one or more of the messaging sessions in which the account user is participating, has previously participated, or plans to participate, using the messaging client.	Data relating to each of the plurality of messaging sessions for which the account user is currently participating, has previously participated, or plans to participate in.
Microsoft term: “adding the second messaging client to the at least one messaging session using the session identifier”	46	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should	Indefinite.

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
		be given the following meaning: “using the session identifier to allow the second messaging client to participate in the at least one messaging session.”	
Microsoft terms: “transfer the at least one messaging session from the first messaging client to the second messaging client using the session identifier”	59	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “Using the session identifier to transfer the at least one messaging session from the first messaging client to the second messaging client.”	Indefinite.
Microsoft term: first / second messaging client	1, 2, 6, 9, 10, 11, 12, 15, 22, 36, 46, 50, 51, 52, 54, 59, 61	First client software to interface a user’s device within a messaging communication system Second client software to interface a user’s device within a messaging communication system	Client application operating on a messaging device that includes software capability for transferring client data to and receiving client data from at least one other messaging client. The First and Second Messaging Clients can be operated by one or more account users.
Microsoft Means-Plus-Function Term “a first messaging client, for establishing a first communication connection including a plurality of	50-52, 54	This element is not a means-plus-function element that should be construed according to 35 U.S.C. § 112, ¶ 6 because it recites sufficient structure to perform the claimed function in its	Indefinite. Function: establishing a first communication connection including a plurality of client data with a message

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
client data with a message server”		<p>entirety.</p> <p>This element requires no construction and should be accorded its plain and ordinary meaning.</p> <p>To the extent that this element is construed according to 35 U.S.C. § 112, ¶ 6:</p> <p><u>Claimed function:</u></p> <p>“establishing a first communication connection including a plurality of client data with a message server.”</p> <p><u>Corresponding structure:</u></p> <p>“first messaging client”</p>	<p>server.</p> <p><u>Structure:</u> none.</p> <p>The claims are indefinite for failing to identify a structure capable of providing or maintaining continuity by “establishing a first communication connection including a plurality of client data with a message server.”</p>
<p>Microsoft Means-Plus-Function term:</p> <p>“a second messaging client for receiving the plurality of client data from the first messaging client and for establishing a second communication connection including the plurality of client data with the message server”</p>	50-52, 54	<p>This element is not a means-plus-function element that should be construed according to 35 U.S.C. §112, ¶ 6 because it recites sufficient structure to perform the claimed function in its entirety.</p> <p>This element requires no construction and should be accorded its plain and ordinary meaning.</p> <p>To the extent that this element is</p>	<p>Indefinite.</p> <p><u>Function:</u> receiving the plurality of client data from the first messaging client and for establishing a second communication connection including the plurality of client data with the message server</p> <p><u>Structure:</u> none.</p> <p>The claims are indefinite for failing to</p>

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
		<p>construed according to 35 U.S.C. §112, ¶ 6:</p> <p><u>Claimed function:</u></p> <p>“receiving the plurality of client data from the first messaging client, and establishing a second communication connection including the plurality of client data with the message server</p> <p><u>Corresponding structure:</u></p> <p>“second messaging client”</p>	<p>identify a structure capable of providing or maintaining continuity by “receiving the plurality of client data from the first messaging client and for establishing a second communication connection including the plurality of client data with the message server.”</p>
Motorola term: “client data”	1, 6, 9, 10, 13, 15, 18, 20, 36, 42, 45, 46, 50, 52, 54, 59	Motorola agrees with Microsoft’s proposed construction.	Data associated with the messaging client and data associated with each messaging session for which die messaging client is currently participating, has participated in, or plans to participate in.

Motorola Patent No. 5,784,001

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Microsoft proposed term: “A method for displaying messages in a data communication receiver; A data communication receiver for presenting information”	1, 4, 6	The preamble is a limitation that should be construed according to its plain and ordinary meaning.	The preamble is limiting. All claim elements are a part of or performed on the mobile communication device receiving the message.

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
<p>Microsoft proposed term:</p> <p>“referencing a database to determine whether at least one word included in the alphanumeric message matches at least one key word included in the database” / “determining whether at least one word included in the alphanumeric message matches at least one key word included in the database” / “determining whether at least one alphanumeric word included in the message matches at least one key word included in the database”</p>	1, 4, 6	This element requires no construction and should be accorded its plain and ordinary meaning.	Searching a particular database on the data communication receiver to compare each alphanumeric word parsed from the message for a match between it and the alphanumeric key words in the database. Alphanumeric only includes numbers and alphabet characters.
<p>Microsoft proposed term:</p> <p>“graphic message that is accompanied by the alphanumeric message” / “graphic message accompanied by the alphanumeric message” / “graphic message accompanied by the message”</p>	1, 4, 6	At least one image is displayed along with a portion of, or the entire, alphanumeric message.	At least one supplemental image is displayed along with the entire alphanumeric message.
<p>Motorola proposed term:</p> <p>“programming message”</p>	1, 3, 4	A message that creates or modifies an association between a key word and image data.	A message, received by the receiver separately from the alphanumeric message, that includes a predetermined programming word indicative of programming information, a key word, and an image associated with the key

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
			word.
<p>Microsoft proposed Means-Plus-Function term:</p> <p>“programming means coupled to the processor and to the database for programming the database, the programming means further comprising: the receiver for receiving a programming message including a key word and image data; a memory for storing a programming word; and storing means for storing the key word and image data in the database in response to determining that the programming message includes the programming word”</p>	4	<p>This element is not a means-plus-function element that should be construed according to 35 U.S.C. § 112, ¶ 6 because it recites sufficient structure to perform the claimed function in its entirety.</p> <p>To the extent that this element is construed according to 35 U.S.C. § 112:</p> <p>Claimed function: “programming the database”</p> <p>Corresponding structure: the Receiver, the Decoder, the Memory, and a program for operating the Processor according to the algorithm of Figure 13.</p>	<p>Function: programming the database, receiving a programming message including a key word and image data, storing a programming word, storing the key word and image data in the database in response to determining that the programming message includes the programming word</p> <p>Structure: none.</p> <p>The claim is indefinite for claiming processor 120, programmed to perform the function of “storing the key word and image data in the database in response to determining that the programming message includes the programming word” without disclosing the internal structure of that processor in the form of an algorithm.</p>
<p>Microsoft proposed Means-Plus-Function term:</p> <p>“storing means for storing the key word and image data in the database in response to determining that the programming message includes the</p>	4	<p>This is a means-plus function element that should be construed according to 35 U.S.C. § 112, ¶ 6.</p> <p>Claimed function:</p> <p>“storing the key word and the image data in the database in response to determining that the programming</p>	<p>Function: storing the key word and image data in the database in response to determining that the programming message includes the programming word</p> <p>Structure: none.</p> <p>The claim is indefinite for claiming processor 120, programmed to perform</p>

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
programming word”		<p>message includes the programming word.”</p> <p>Corresponding structure: A program for operating the Processor according to steps 360, 370, 375, and 380 of the algorithm of Fig. 13.</p>	<p>the function of “storing the key word and image data in the database in response to determining that the programming message includes the programming word” without disclosing the internal structure of that processor in the form of an algorithm.</p>

Motorola Patent No. 6,757,544

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Microsoft term: “general location information of the location relevant to the user”	1, 3, 9, 10	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “Information about the general area of a location relevant to the user.”	A geographic area that is determined by the nature of the service request of a user.
Microsoft term: “specific location information of the communication device”	1, 3	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “Information about the specific location of the communication device.”	“Location information input by the user to indicate the location of the communication device.”
Microsoft & Motorola term: “determining the location relevant to a user by comparing the list of location parameters with the specific location information”	1, 3	“Identifying the location relevant to the user by selecting from the list of location parameters based on the specific location information.”	Determining the geographic location that corresponds to the specific location information by matching the specific location information with a list of location parameters to identify a matching location parameter.

Motorola Patent No. 5,764,899

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Microsoft proposed term: A system for communicating reply data with a communication unit comprising	1	The preamble is not limiting and should be construed according to its plain and ordinary meaning.	The preamble is limiting. The term means “A system for transmitting or receiving the reply email composed on the communication unit before optimization.”
Microsoft proposed term: a host server, in communication with the communication server	1	A computer or a program that operates as an e-mail post office, which can exchange data with the communication server.	The host server and the communication server are separate processing devices (<i>e.g.</i> , computers) transmitting to or receiving from each other over a network.
Microsoft proposed term: email; e-mail	1, 15, 18	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “electronic mail.”	A message, transmitted to a mailbox, having text and header information used for transmitting the text. The header information includes at least the recipient mailbox address and the author address and may include other message attributes such as subject, date, and priority level.
Microsoft proposed term: “forwarding” / “forward” / “forwards” / “forwarded”	1, 14, 16, 17	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “Forwarding from one computer or program to another.”	Sending [send, sends, sent] from one processing device (<i>e.g.</i> , computer) to a separate processing device (<i>e.g.</i> , computer).

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
<p>Microsoft proposed term: a determination is made whether to forward the optimized reply or a replica reply</p>	<p>14</p>	<p>This element requires no construction and should be accorded its plain and ordinary meaning.</p> <p>If this element is construed, it should be given the following meaning: “the communication server decides whether to forward the optimized reply or the replica reply.”</p>	<p>A comparison is made at the communication server whether to forward the optimized reply or replica reply based on the known parameters of the target communication unit, such as whether the target is served by the same communication server, was an original addressee, or has deleted the original message.</p>

Motorola Patent No. 5,502,839

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “source of virtual input”	9-14	A process which generates one or more picture elements from user input.	a physical input device corresponding to a virtual input device.
Microsoft term: “virtual output”; “virtual input”	9-13, 22-23	“virtual input” means one or more picture elements generated from user input. “virtual output” means one or more picture elements of a picture.	“virtual input” is a device-independent abstraction of physical input represented as one or more of a set of standard messages. “virtual output” is a device-independent abstraction of physical output represented as one or more of a set of standard messages.
Microsoft term: “picture element comprising a plurality of device independent data structures in a predetermined, standard data format, at least one of said data structures comprising a plurality of different data fields each containing information describing said picture element	9-12, 15-16, 18-21, 23	A device-independent abstraction of a displayable object (<i>e.g.</i> , line, text, etc.).	An abstraction of a displayable object made up of a collection of predefined, standard device-independent data structures, including at least a common header data structure.
Microsoft and Motorola Means-Plus -Function term: “means for performing processing operations on said virtual input	9-14	Function: performing processing operations on virtual input and generating virtual output Corresponding structure: Console	Function: performing processing operations on said virtual input and generating virtual output Structure: the operations performed by

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
and for generating virtual output”		Manager, which is any process that processes virtual input and, in response, generates virtual output, as described, for example, at least at FIGs. 8, 9, 12, 13; Cols. 15:30-17:17; 24:49-26:24; 27:5-28:17; 29:65-30:48; 43:51-65; 44:6-34; 47-56.	the Console Manager process as explicitly defined at 44:6-34 and 5:20-46.
Microsoft and Motorola Means-Plus -Function term: “means for accepting said virtual output”	9-14	Function: accepting virtual output Corresponding structure: Picture Manager, which is any process that accepts virtual output as described, for example, at least at FIGs. 8, 9, 12,14; Cols. 13:64-14:7; 16:4-56; 17:23-25; 17:63-18:23; 25:44-56; 30:51-33:5; 43:60-65; 44:35-39; 145-150.	Function: accepting said virtual output Structure: the operations by which a Picture Manager process receives and processes incoming requests related to picture elements, as explicitly defined at 17:23-25, 17:63-18:10, and 5:20-46.
Microsoft and Motorola Means-Plus -Function term: “means for converting said virtual output into at least one physical output suitable for use by at least one physical output device”	9-14	Function: converting picture elements into output suitable for use by a particular hardware device. Corresponding structure: Output Manager, which is any process that converts virtual output into physical output suitable for use by a physical output device as described, for example, at least at FIGs. 8, 9, 12, 14; Cols. 19:32-20:64; 23:51-24:44; 25:33-43; 26:33-43; 43:58-65.	Function: converting said virtual output into at least one physical output suitable for use by at least one physical output device Structure: the operations performed by the Output Manager process as defined at 19:32-20:64 and 5:20-46.

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “picture manager process”	10-11	A process that constructs a device-independent representation of a picture using a set of related picture elements and controls modification and retrieval of the picture elements.	A process that constructs a device-independent representation of a picture using a small set of elemental picture elements and controls modification and retrieval of these elements, as explicitly defined at 17:23-25, 17:63-18:10, and 5:20-46.
Motorola term: “window manager process”	11	a process that maps a given picture (or portion thereof) to a rectangular area of a given size on a given screen (a “window”) in virtual pixels, as explicitly defined at 22:53-24:11 and 5:20-46.	A process that maps a given picture (or portion thereof) to a rectangular area of a given size on a given screen (a “window”) in virtual pixels, as explicitly defined at 22:53-24:11 and 5:20-46.
Microsoft Means-Plus -Function term: “wherein said virtual output accepting means comprises a picture manager process for controlling said plurality of related picture elements”	10	This element is not a means-plus-function element that should be construed according to 35 U.S.C. § 112, ¶ 6 because it recites sufficient structure to perform the claimed function in its entirety. (see Picture Manager Process above)	Function: accepting virtual output to control a picture, a meta element, or a macro element Structure: the operations by which a Picture Manager process controls the modification and retrieval of a picture, meta element, or macro element as explicitly defined at 17:23-25,17:63-18:10, and 5:20-46.
Microsoft Means-Plus -Function term: “wherein said virtual output accepting means further comprises a window manager process for controlling the display of said	11	This element is not a means-plus-function element that should be construed according to 35 U.S.C. § 112, ¶ 6 because it recites sufficient structure to perform the claimed function in its entirety.	In addition to the structure and function defined in claim 10, the claimed means includes: Function: mapping said plurality of related picture elements onto a rectangular area (called a “window”) on the screen of

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
plurality of related picture elements on said display device”		(see Window Manager Process above)	said display device. Structure: the operations performed by the Window Manager process, which is a process that maps a given picture (or portion thereof) to a rectangular area of a given size on a given screen (a “window”) in virtual pixels, as explicitly defined at 22:53-24:11 and 5:20-46.
Microsoft Means-Plus -Function term: “wherein said virtual output converting means comprises a virtual output manager process responsive to said one or more processed picture elements for coupling said one or more processed picture elements to said at least one physical output device”	12	This element is not a means-plus-function element that should be construed according to 35 U.S.C. § 112, ¶ 6 because it recites sufficient structure to perform the claimed function in its entirety. “Virtual output manager process” means the process by which virtual output is converted into real output on a particular physical device.	Function: coupling ¹ said one or more processed picture elements to said at least one physical output device. Structure: the operations performed by the Output Manager process as explicitly defined at 19:32-20:64 and 5:20-46, wherein the physical output suitable for the screen is sent to the display device ¹ Coupling is defined at 18:51-52,19:59-61, and 23:51-54 as processes or structures that exchange messages via process identifiers (PID’s) rather than by name
Microsoft and Motorola Means-Plus -Function term: “means responsive to one of said physical input devices for generating a picture”	15-16, 18-23	Function: generating a picture comprising one or more picture elements responsive to a user’s interaction with a physical input device. Corresponding structure: Input Manager and Console Manager processes	Function: generating a picture from the input from a physical input device ² Structure: the Input Manager, Console Manager, and Picture Manager processes communicating between each other as described at 25:25-31, 25:44-56, and 5-20-

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
		that generate a picture comprising one or more picture elements responsive to a user's interaction with a physical input device, as described, for example, at least at FIGs. 8, 9, 12; Cols. 12:14-23; 13:64-14:7; 18:24-19:31; 25:25-31, 25:44-56; 43:51-65; 47-56; 70-71.	46. ² As the term "said physical output devices" has no antecedent basis other than in the preamble, this term becomes indefinite unless the preamble to Claim 15 is limiting
Microsoft and Motorola Means-Plus -Function term: "means for performing processing operations on said one or more picture elements"	15-16, 18-23	Function: performing processing operations on one or more picture elements. Corresponding structure: Console Manager processes that perform processing operations on one or more picture elements, as described, for example, at least at FIGs. 8, 9, 12, 13; Cols. 15:30-17:17; 24:49-26:24; 27:5-28:17; 29:65-30:48; 43:51-65; 44:6-34; 47-56	Function: performing processing operations on said one or more picture elements Structure: the operations performed by the Console Manager process on picture elements as described at 44:6-34 and 5:20-46.
Microsoft and Motorola Means-Plus -Function term: "means responsive to said one or more processed picture elements for coupling said one or more processed picture elements to one of said physical output devices"	15-16, 18-23	Function: coupling said one or more processed picture elements to a physical output device. Corresponding structure: Output Manager processes that couple one or more processed picture elements to a physical output device, as described, for example, at least at FIGs. 8, 9, 12, 14; Cols. 19:32-20:64; 23:51-24:44; 25:33-43;	Function: sending one or more processed picture elements to one or more said physical display devices ³ for display. Structure: the operations performed by the virtual output manager process as described at 20:4-42 and 5:20-46. ³ as the term "said physical output devices" has no antecedent basis other

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
		26:33-43; 43:58-65.	than in the preamble, this term becomes indefinite unless the preamble to Claim 15 is limiting.
<p>Microsoft Means-Plus -Function term:</p> <p>“wherein said means responsive to one of said physical input devices comprises a virtual input manager process”</p>	22	<p>“Virtual input manager process” means the process by which input from a physical device is converted into virtual form.</p>	<p>Function: generating a picture from the input from a physical input device</p> <p>Structure: the operations performed by the virtual input manager process as defined at 18:24-19:31 and 5:20-46.</p>
<p>Microsoft Means-Plus -Function term:</p> <p>“wherein said means responsive to said one or more processed picture elements comprises a virtual output manager process”</p>	23	<p>“Virtual output manager process” means the process by which virtual output is converted into real output on a particular physical device.</p>	<p>Function: coupling one or more processed picture elements to one or more said physical display devices</p> <p>Structure: the operations performed by the virtual output manager process as defined at 20:4-42 and 5:20-46.</p>

Microsoft Patent No. 7,024,214

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “synchronization mechanism”	1, 3-6, 10, 14, 17, 19, 22-29, 32-34, 38, 39, 41-44, 46-52, 54-56	A communication channel used for synchronization.	Plain and ordinary meaning, or alternatively: “process or technique for synchronization”
Motorola term: “flexible selection rule(s)”	1, 3-6, 10, 14, 17, 19, 22-29, 32-34, 38, 39, 41-44, 46-52, 54-56	Changeable rule(s) which specify which synchronization mechanisms can be used for synchronizing certain types of data	Plain and ordinary meaning, or alternatively: “rules for selection to determine whether, when, and/or how”
Motorola term: “value, from having access to synchronized data”	1, 3-6, 10, 14, 17, 19, 22-29, 32-34, 38,39, 41-44, 46-52, 54-56	Importance to the user of having access to the synchronized data item.	Plain and ordinary meaning, or alternatively: “value associated with obtaining synchronized data”

Microsoft Patent No. 7,493,130

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “synchronization mechanism”	1-2, 4-8, 10-11, 13-19	A communication channel used for synchronization.	Plain and ordinary meaning or alternatively: “process or technique for synchronization”
Motorola term: “flexible selection rule(s)”	1-2, 4-8, 10-11 13-19	Changeable rule(s) which specify which synchronization mechanisms can be used for synchronizing certain types of data.	Plain and ordinary meaning, or alternatively: “rules for selection to determine whether, when, and/or how”
Motorola term: “value, from having access to synchronized data”	1-2, 4-8, 10-11, 13-19	Importance to the user of having access to the synchronized data item.	Plain and ordinary meaning, or alternatively: “value associated with obtaining synchronized data”

Microsoft Patent No. 6,791,536

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “generating at least one event representing an activation of the primary switch of the pointing device”	14, 16, 17	Generating at least one down event of the primary switch of the pointing device.	Plain and ordinary meaning or alternatively: “generating at least one action representing an activation of the primary switch of the pointing device such as the signal to select an object.”
Motorola term: “generating at least one event representing an activation of the secondary switch of the pointing device”	14, 16, 17	Generating at least one down event of the secondary switch of the pointing device.	Plain and ordinary meaning or alternatively: “generating at least one action representing an activation of the secondary switch of the pointing device such as the signal to display a context-sensitive command menu.”

Microsoft Patent No. 6,897,853

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: “determining whether the input is a stroke based on a first move threshold”	7-11	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “determining that the input is a stroke if the input exceeds a first predetermined distance.”	“determining that the input is a stroke if the input exceeds a first threshold based upon movement of the input”
Motorola term: “determining whether the input is a tap based on a time threshold”	7-11	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “determining that the input is a tap if the input does not exceed a predetermined amount of time.”	“determining that the input is a tap if the input does not exceed a threshold dependent on time”
Motorola term: “determining whether the stroke is a hold or a hold and drag”	7-11	This element requires no construction and should be accorded its plain and ordinary meaning. If this element is construed, it should be given the following meaning: “determining that the input is a hold if the	“determining that the input is a hold if the input exceeds a threshold dependent on time and does not exceed a second threshold based upon movement of the input or a hold and drag if the input exceeds a threshold dependent on time and exceeds a second threshold based upon

Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
		input exceeds a predetermined amount of time and does not exceed a second predetermined distance or a hold and drag if the input exceeds a predetermined amount of time and exceeds a second predetermined distance”	movement of the input”
Motorola term: “simulating a right mouse click”	11	Generating a down event followed by an up event of a right mouse button.	Plain and ordinary meaning or alternatively: “generating an action that represents an activation of a secondary switch of a pointing device”

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Claim Term/ Identified By	Claims	Motorola Proposed Construction	Microsoft Proposed Construction
Motorola term: high precision event timer (HPET)	8, 9	A hardware timer that operates in accordance with the “ <i>Intel Architecture/Personal Computer (IA/PC) HPET (High Precision Event Timers) Specification.</i> ”	“the combination of a counter, comparator, and match register”
Microsoft term: “the hardware-dependent process”	7	Indefinite.	“the hardware-dependent interface”

Microsoft Patent No. 6,897,904

Claim Term/ Identified By	Claims	Microsoft Proposed Construction	Motorola Proposed Construction
Motorola term: “program content currently being tuned”	19	Plain and ordinary meaning or alternatively: “the program content that a tuner is currently receiving”	“live program content”

