

06-10406, 10409, 10412 Intellectual Science & Technology, Inc. - EXHIBIT A**TABLE OF CONTENTS**

A.	Introduction	2
B.	The Patent Claims at Issue.....	4
C.	Joint Motions for Summary Judgment.....	5
D.	Analysis.....	6
1.	Legal Basis.....	6
2.	Claim Construction	8
a.	“Multitasking” as the term is used in Claim 1 of the 575 Patent	8
i.	Usage of “Multitasking” in Preamble	8
ii.	Scope of “Multitasking”	10
b.	“Data transmitting means” as Used in Claim 1 of the 575 patent	15
i.	Means-Plus-Function Analysis	15
ii.	Host Computer as Used in Claim 1 of the 575 Patent.....	17
c.	“Plurality of signal-process systems for converting a plurality of information sets ... from a compact disc format to the original state of the information,” as used in Claim 1 of the 575 Patent.....	19
d.	“Means for Simultaneously Controlling said Plurality of Head Units, Said at Least One Decoding Unit and Said at Least One Encoding Unit to Process Information in Multitasking” as Used in Claim 4 of the 799 Patent	22
e.	“Multitasking” as used in the 799 Patent.....	28
f.	“Optical Head Means...for Interacting with a Disc Surface”	30
3.	Invalidity.....	31
a.	Invalidity on Basis of NeXT Computers	31
i.	The Evidence Presently is Insufficient to Establish a Prior Art Activity for Versions 2 and 3 of the NeXT Computer	32
ii.	Defendants have not Met their Burden that Summary Judgment is Appropriate	36

a.	Summary Judgment of Invalidity of the 575 Paradigm Claim 1 Should not be Granted as to the Alleged On-Sale Bar Created by NeXT Computer....	37
i.	575 Patent: Plurality of signal-process systems.....	37
b.	Summary Judgment of Invalidity of the 799 Paradigm Claim 4 Should Not be Granted as to the Alleged On-Sale Bar Created by NeXT Computer.....	39
i.	799 Patent “Optical Head Means”	39
b. ¹	Summary Judgment of Invalidity of the 575 Paradigm Claim 1 and the 799 Paradigm Claim 4 Should Not be Granted as to the Alleged On-Sale Bar Created by the Sony PMC-M2 Device.....	42
4.	Infringement.....	43
a.	575 Patent.....	44
i.	Insufficient evidence of “Data transmitting means...to a host computer” has been presented.....	44
ii.	Insufficient evidence of Multitasking has been presented.....	49
b.	799 Patent.....	50
i.	Insufficient evidence of “Means for Simultaneously Controlling” Element (f) has been presented.....	50
ii.	Insufficient evidence of Multi-tasking has been presented.....	51
E.	Conclusions.....	52

¹ In original Report, please note that on page 42 this “b” was denoted as “3”.