EXHIBIT A
PATENT RULE 4-5(d) JOINT CLAIM CONSTRUCTION CHART
Eolas Technologies Inc. v. Adobe Systems Inc., et al.
No. 6:09-cv-00446-LED

Claim Terms	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
type information . . . utilized by [said / the] browser to identify and locate [an / said] executable application ('906 Patent,[1] Claims 1, 4, 5, 6, 9, and 10)	**[AGREED]**	**[AGREED]**	"the identify and locate functions are performed by the browser"
with the browser application: … utilizing the type information to identify and locate an executable application ('985 Patent,[2] Claims 1 and 20)			
utilize the browser to: … utilize the type information to identify and locate an executable application external to the file ('985 Patent, Claim 16)			

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[1] References to U.S. Patent No. 5,838,906 have been abbreviated as "'906 Patent" throughout the chart.
[2] References to U.S. Patent No. 7,599,985 have been abbreviated as "'985 Patent" throughout the chart.

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type information is utilized by the browser to identify and locate said executable application ('985 Patent, Claims 24, 28 and 32)			
with the browser application: … identifying and locating an executable application ('985 Patent, Claims 36 and 40)			
executable application … is identified and located by the browser ('985 Patent, Claim 44)			
enable interactive processing of said object ('906 Patent, Claims 4, 5, 9 and 10)	**[AGREED]**	**[AGREED]**	"allow the object to be processed based on the user's interaction"
[enable / enabling] an end-user to directly interact with [said / the / an] object ('906 Patent, Claims 1 and 6; '985 Patent, Claims 1, 16, 20, 24, 28, 32, 36, 40 and 44)	**[AGREED]**	**[AGREED]**	"allowing a user to directly interact with the object"

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interactively control[ling] ('906 Patent, Claims 2-5, 7-11 and 13; '985 Patent, Claims 12-14)	**[AGREED]**	**[AGREED]**	"controlling through back-and-forth interactions between a user and the controllable application"
executable application ('906 Patent, Claims 1-2, 4-7 and 9-10; '985 Patent, Claims 1, 12, 16, 20, 24, 28, 32, 36, 40 and 44)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: any computer program code, that is not the operating system or a utility, that is launched to enable an end-user to directly interact with data.	a native binary program that remains separate from the browser and is not part of an operating system or a utility	
automatically [invoking / invoke] [the / said] executable application ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1, 16, 20, 36 and 40)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: automatically calling or activating the <u>executable application</u>.[3]	the executable application is launched to permit a user to interact with the object without any intervening activation of the object by the user	

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[3] Underlining in the proposed construction indicates that the underlined word has been separately construed or proposed for construction.

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executable application is automatically invoked by the browser ('985 Patent, Claims 24, 28, 32 and 44)	executable application is automatically called or activated by the browser.		
text formats ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1-3, 5, 7-8, 16-18, 20-22, 24-26, 28-30, 32-34, 36-38, 40-42 and 44-46)	text that initiates processing	tags or symbols that specify document formatting	
embed text format ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1, 4-5, 9-10, 16, 19-20, 23-24, 27-28, 31-32, 35-36, 39-40, 43-44 and 47)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: text format for embedding an object.	*[construction is provided below as part of the longer phrase "embed text format . . . first location. . ."]*	

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embed text format, located at a first location in said first distributed hypermedia document ('906 Patent, Claims 1, 4-6 and 9-10)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: embed text format located at a first location in the first distributed hypermedia document.	tag located at the place in the received document where the embedded object will appear within the displayed document	
embed text format [which] correspond[s/ing] to [a / said] first location in the document ('985 Patent, Claims 1, 16, 20, 24, 28, 32, 36, 40 and 44)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: embed text format which relates to a first location in the document.	tag located at the place in the received file where the embedded object will appear within the displayed document	

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specif[ies/ying] the location of at least a portion of [an / said] object ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1, 9, 16, 20, 24, 28, 32, 36, 40 and 44)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: embed text format that specifies the location of at least part of an object.	specifies the location of at least a portion of [an / said] object Where "specifies" has its common meaning: "to name or state explicitly or in detail." (See MERRIAM-WEBSTER'S COLLEGIATE DICTIONARY 9th Edition (1991))	
identify[ing] an embed text format ('985 Patent, Claims 1, 5, 16, 20, 36 and 40)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: detecting an embed text format.	detecting an embed text format during parsing of a hypermedia document	
an embed text format . . . is identified ('985 Patent, Claims 24, 28, 32 and 44)	No further construction of this term is needed. In the alternative, to the extent a construction is deemed necessary, this term should be construed to mean: an embed text format is detected.		

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object ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1, 9, 16, 20, 24, 28, 32, 36, 40 and 44)	text, images, sound files, video data, documents or other types of information that is presentable to a user of a computer system.	information presentable to a user of a computer system, which is not a program and which does not include source code or byte code	
[first] hypermedia document ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1, 16, 20, 24, 28, 36, 40 and 44)	a document that allows a user to click on images, sound icons, video icons, etc., that link to other objects of various media types, such as additional graphics, sound video, text, or hypermedia or hypertext documents	a document received by the browser that includes hyperlinks to graphics, sound, video or other media	
[first] distributed hypermedia document ('906 Patent, Claims 1, 4-6 and 9-10; '985 Patent, Claims 1, 16, 20, 24, 28, 32, 36, 40 and 44)	[first] hypermedia document that allows a user to access a remote data object over a network.		
file containing information to enable [a / said] browser application to display [, on] [said/the] [client workstation,] at least [a / said] portion of [a / said] distributed hypermedia document ('985 Patent, Claims 1, 16, 20, 24, 28, 32, 36, 40 and 44)	the file contains information to allow the browser application to display at least part of a distributed hypermedia document.	a file containing information received by the browser that includes hyperlinks to graphics, sound, video or other media	

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distributed application ('985 Patent, Claims 36, 40 and 44)	an application that may be broken up and performed among two or more computers.	an application in which tasks are broken up and performed in parallel on two or more computers	
Eolas: client workstation **Defendants: workstation**[4] ('906 Patent, Claims 1-2, 4-7 and 9-14; '985 Patent, Claims 1, 12, 14-16, 20, 24, 28, 32, 36, 40 and 44)	a computer system connected to a network that serves the role of an information requester	a desktop or deskside computer with an operating system and hardware that provides higher performance than a personal computer	
network server ('906 Patent, Claims 1, 4-6, 9-11 and 13; '985 Patent, Claims 1, 14, 16, 20, 24, 28, 32, 36, 40 and 44)	a computer system that serves the role of an information provider	a computer running software that is capable of executing applications responsive to requests from a client workstation, and that processes commands from a client workstation to locate and retrieve documents or files from storage	

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[4] The parties disagree as to the term to be construed. *See* Joint Notice of Compliance with Patent Rule 4-5(d) for further details.