

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF TEXAS  
TYLER DIVISION**

<b>Accolade Systems LLC, a Texas Limited Liability Company,</b>	§	
	§	
	§	
<b>Plaintiff,</b>	§	
	§	
<b>v.</b>	§	
	§	<b>Case No.:6:07-cv-48</b>
<b>Citrix Systems, Inc., a Delaware corporation; Webex Communications, Inc., a Delaware corporation; Laplink Software Inc. a Washington corporation,</b>	§	
	§	
	§	
	§	
<b>Defendants.</b>	§	

**PARTIES’ P.R. 4-5(d) JOINT CLAIM CONSTRUCTION CHART**

Pursuant to Local Patent Rule 4-5(d) and the Court’s January 2, 2008 Docket Control Order, Plaintiff Accolade and Defendants Citrix and WebEx hereby submit the Parties’ Joint Claim Construction Chart, attached as Exhibit A. A copy of this submission on disk has also been sent to the Court.

Dated: November 7, 2008

Respectfully submitted,

*Amanda A. Abraham*

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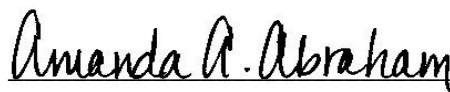
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COMMUNICATIONS, INC.	
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**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that all counsel of record who are deemed to have consented to electronic service are being served with a copy of this document via the Court's CM/ECF system per Local Rule CV-5(a)(3) this 7<sup>th</sup> day of November, 2008. Any other counsel of record will be served by facsimile transmission and/or first class mail.



Amanda A. Abraham

# EXHIBIT A

## JOINT CLAIM CONSTRUCTION CHART

Accolade Systems LLC v Citrix Systems, Inc., et al

U.S. Patent No. 7,130,888

\*The parties have not been able to agree to the proper construction of any of the terms proposed for construction.

	Claim Term, Phrase, or Clause	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
1.	<b>controlling a computer</b>  (Claim 1)	Accolade contends that the body of the claim sets out the complete invention, and the preamble cannot be said to constitute or explain a claim limitation, and therefore should not be construed.  In the event the Court were to determine the preamble requires construction, the construction should be: "providing input to a computer".	taking over the entire functionality of a host computer  <i>compromise construction:</i> taking over all of the functionality of a host computer that can be controlled by a mouse or keyboard	
2.	<b>client computer</b>  (Claim 1)	Accolade contends the term does not require construction and is defined by the limitations in the claim language.  If the Court were to determine that the term requires construction, the construction should be: "Computer used to interact with the host computer."	the computer accessing the host computer	
3.	<b>client program</b>  (Claim 1)	a set of instructions for execution by a client computer by, for example, a browser program or the operating system.	a script for execution by a browser program on, or the operating system of, the client computer  <i>compromise construction:</i> a script for execution by a client computer by, for example, a browser program or the operating system	
4.	<b>being delivered</b>  (Claim 1)	Having been transmitted.	transmitted from the host computer	

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Accolade Systems LLC v Citrix Systems, Inc., et al

U.S. Patent No. 7,130,888

	Claim Term, Phrase, or Clause	Plaintiff's Proposed Construction	Defendants' Proposed Construction	Court's Construction
5.	<b>encrypted event data</b> (Claim 1)	Information representing an action or occurrence coded to be unintelligible without decoding information, commonly a key or a password	the event data that was encrypted by the client program	
6.	<b>host computer</b> (Claim 1)	Accolade contends the term does not require construction and is defined by the limitations in the claim language.  If the Court were to determine that the term requires construction, the construction should be: "Computer system available to interact with client computer."	a computer posted on a web page	
7.	<b>host computer . . . being capable of being accessed by said client computer</b> (Claim 1)	The term should be given its plain and commonly understood meaning and needs no further construction.  If the Court determines that the jury requires instruction on the plain meaning, the construction should be: "Host computer . . . being able to interact with the client computer."	all the functionalities of the host computer are capable of being displayed on and run from the client computer	
8.	<b>event queue</b> (Claim 1)	List of event information waiting to be processed on a computer.	a memory within a computer that stores a sequence of events to be executed by the computer  <i>compromise construction:</i> a series of messages or jobs waiting to be processed automatically one after the other by a computer system	

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	<b>Claim Term, Phrase, or Clause</b>	<b>Plaintiff's Proposed Construction</b>	<b>Defendants' Proposed Construction</b>	<b>Court's Construction</b>
<b>9.</b>	<b>host program</b> (Claim 1)	A set of instructions executed on the host computer	an application program executed by the operating system of the host computer	
<b>10.</b>	<b>video buffer image within said host computer</b> (Claim 1)	Information stored within the host computer which can be used to display an image.	the bit mapped (or pixel mapped) version of the image currently displayed on the screen of the host computer that is stored in memory of the host computer  <i>compromise construction:</i> the bit mapped (or pixel mapped) version of the image currently displayed on the screen of the host computer, if it has one, that is stored in memory of the host computer	
<b>11.</b>	<b>web page</b> (Claim 1)	The term should be given its plain and commonly understood meaning and needs no further construction.  If the Court determines that the jury requires instruction on the plain meaning, the construction should be: "A page which when opened in a web browser on a computer can display text, images or links to the addresses of other pages or locations on a network, such as the internet or an intranet."	a software created "object" including an interface written in HTML which permits text and images to be presented via a web browser to a computer system that is coupled to or part of the Internet	

## JOINT CLAIM CONSTRUCTION CHART

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	<b>Claim Term, Phrase, or Clause</b>	<b>Plaintiff's Proposed Construction</b>	<b>Defendants' Proposed Construction</b>	<b>Court's Construction</b>
12.	<p><b>host computer is initially accessed by said client computer through a web page</b></p> <p>(Claim 1)</p>	<p>The term should be given its plain and commonly understood meaning and needs no further construction.</p> <p>If the Court determines that the jury requires instruction on the plain meaning, the construction should be: "Client computer first interacts with the host computer by means of a web page."</p>	<p>the client computer first accesses the host computer via a web page by obtaining the internet address of the host computer from the web page</p>	
13.	<p><b>said client computer and said host computer communicate directly or indirectly with TCP/IP protocol data packets over said TCP/IP protocol network after a connection between said host computer and said client computer has been established</b></p> <p>(Claim 1)</p>	<p>After connected, the host and client computers exchange information directly or indirectly over the network with TCP/IP data packets</p>	<p>the client computer and the host computer exchange TCP/IP protocol data packets with each other using a TCP/IP connection established between the host computer and the client computer</p>	
14.	<p><b>TCP/IP protocol data packet</b></p> <p>(Claim 1)</p>	<p>The term should be given its plain and commonly understood meaning and needs no further construction.</p> <p>If the Court determines that the jury requires instruction on the plain meaning, the construction should be: "Units of data transmitted in compliance with the TCP/IP protocol between computers on a network."</p>	<p>a data packet constructed, transmitted, and received according to the Transmission Control Protocol/Internet Protocol format.</p>	