

**IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF TEXAS  
MARSHALL DIVISION**

**MOJO MOBILITY INC.,**

**Plaintiff,**

**v.**

**SAMSUNG ELECTRONICS CO., LTD., AND  
SAMSUNG ELECTRONICS AMERICA, INC.,**

**Defendants.**

**Civil Action No. 2:22-cv-00398**

**JURY TRIAL**

**PLAINTIFF MOJO MOBILITY INC.'S P.R. 3-1 AND 3-2 DISCLOSURES**

Plaintiff Mojo Mobility Inc. (hereinafter “Mojo” or “Plaintiff”) submits its P.R. 3-1 and 3-2 Disclosures to Defendants Samsung Electronics Co., Ltd. And Samsung Electronics America, Inc. (hereinafter “Samsung” or “Defendants”).

## **I. P.R. 3-1 Disclosure of Asserted Claims and Infringement Contentions**

(a) **Asserted patents:** The presently asserted patents are as follows: U.S. Patent No. 7,948,208 (“the ’208 patent”), U.S. Patent No. 9,577,440 (“the ’440 patent”), U.S. Patent No. 11,292,349 (“the ’349 patent”), U.S. Patent No. 11,316,371 (“the ’371 patent”), U.S. Patent No. 11,201,500 (“the ’500 patent”), U.S. Patent No. 11,342,777 (“the ’777 patent”) and U.S. Patent No. 11,462,942 (“the ’942 patent”) (collectively the “patents-in-suit”).

(b) **Asserted claims:** The presently asserted claims from each patent are listed below. Mojo reserves the right to amend or supplement its contentions to identify additional claims infringed by Defendants after discovery proceeds, as warranted.

1. **’208 asserted claims: 1**
2. **’440 asserted claims: 1, 3, 13, 27**
3. **’500 asserted claims: 1-4, 9, 11-13, 18, 20, 23-31**
4. **’371 asserted claims: 1-4, 8-12, 15, 16, 20-23, 28-30**
5. **’942 asserted claims: 1, 2, 5, 6, 8-10, 12, 13, 21-26, 29, 30**
6. **’349 asserted claims: 1, 4, 5, 7, 8, 10- 13, 15-18, 26**
7. **’777 asserted claims: 1, 2, 5-11, 13-14, 15, 17, 20-23, 24**

(c) **Accused products:** The presently known accused products are listed on Exhibit 8 herewith. Moreover, the accused products are described functionally with respect to each asserted patent below with representative examples given. Mojo expects that this disclosure may be amended or supplemented after discovery proceeds, as warranted.

### **1. 208 Accused Products**

The “208 Accused Products” include at least the following products made/sold/imported in/into the U.S. from October 10, 2016 (six years prior to the filing of this lawsuit) to the present and forward that can provide wireless inductive power by way of multiple coils with the most aligned coil being selected, specifically as claimed, including such products listed on Exhibit 8, with the full extent of 208 Accused Products to be determined in discovery.

- **Samsung wireless chargers** which can provide wireless power with multiple coils with the most aligned coil being selected, specifically as claimed, e.g., Samsung Wireless Charger Pads/Stands, Car Mount Chargers, and Wireless Charger Batteries with multiple coils. The 930 Stand, 5200 Duo Pad, 5400 Duo Pad, and 6300 Trio Pad are detailed in the infringement contention chart as representative of the Samsung Wireless Charger Pads/Stands that are 208 Accused Products. The 5300 Car Phone Mount Charger is detailed in the infringement contention chart as representative of the Samsung Car Mount Chargers that are 208 Accused Products. The 3300 Wireless Charger Battery is detailed in the infringement contention chart as representative of the Samsung Wireless Charger Batteries that are 208 Accused Products.

## 2. 440 Accused Products

The “440 Accused products” include at least the following products made/sold/imported in/into the U.S. from the February 21, 2017 issue date of the 440 patent to the present and forward, including such products listed on Exhibit 8, with the full extent of 440 Accused Products to be determined in discovery.

- Samsung Galaxy smartphones which can receive wireless power and/or provide wireless power, e.g., ranging from smartphones such as the Samsung Galaxy S7 (which can receive wireless power) and Galaxy S10 (which can receive and provide wireless power) to Samsung’s more recent devices including Samsung Galaxy S22 and Z4 series (which can receive and provide wireless power) (the “440 Accused Smartphones”). The 440 Accused Smartphones include without limitation the Galaxy S7 through S22 Ultra series, N5 through N20 Ultra series, Fold through Z Fold4 series, and Z Flip through Z Flip4 series. The Galaxy S7, S10, and S22 Ultra are specifically detailed in the infringement contention chart as representative of the infringement of the 440 patent by way of the 440 Accused Smartphones.
- Samsung earbud products which can receive wireless power, e.g., the Samsung Buds case (the “440 Accused Earbud Products”). The 440 Accused Earbud Products include without limitation the Buds – Buds2 series cases of which the cases of the Buds and the Buds2 (collectively, the “Galaxy earbuds cases”) are specifically detailed in the infringement contention chart as representative.
- Samsung wearables which can receive wireless power, e.g., the Samsung Galaxy Watch (the “440 Accused Wearables”). The 440 Accused Wearables include without limitation the Galaxy Watch – Watch5, Watch Active – Watch Active 2, Gear S2 – S3 series, of which the Galaxy Watch4 is specifically detailed in the infringement contention chart as representative.
- Samsung wireless chargers which can provide wireless power, e.g., Samsung Wireless Charger Pads/Stands, Car Mount Chargers, and Wireless Charger Batteries (the “440 Accused Wireless Chargers”). The 930 Stand, 5200 Duo Pad, 5400 Duo Pad, and 6300 Trio Pad are detailed in the infringement contention chart as representative of the Samsung Wireless Charger Pads/Stands that are 440 Accused Products. The 5300 Car Phone Mount Charger is detailed in the infringement contention chart as representative of the Samsung Car Mount Chargers that are 440 Accused Products. The 3300 Wireless Charger Battery is detailed in the infringement contention chart as representative of the Samsung Wireless Charger Batteries that are 440 Accused Products.

## 3. 500 Accused Products

The “500 Accused Products” include at least the following products made/sold/imported in/into the U.S. from the patent’s issuance on December 14, 2021, to the present and forward, including such products listed on Exhibit 8, with the full extent of 500 Accused Products to be determined in discovery.

- Samsung smartphones which can receive wireless power and/or provide wireless power (the “500 Accused Smartphones”). This includes most recently the Samsung Galaxy S23 and Z4 series smartphones. The S22 Ultra is detailed in the infringement contention chart as representative of the 500 Accused Smartphones.
- Samsung wireless chargers which can provide wireless power as specified by 500 claims, e.g., Samsung Wireless Charger Pads/Stands, Car Mount Chargers, Wireless Charger Batteries, and Watch Charging Docks (the “500 Accused Wireless Chargers”). The 5200 Duo and the 825 Watch Dock are detailed in the infringement contention chart as representative of the 500 Accused Wireless Chargers. Additionally, the Watch5 Dock (EP-OR900—the “900 Watch Dock”) is detailed in the infringement contention chart as representative of Watch Charging Docks that infringe certain dependent claims.
- Samsung wearables which can receive wireless power (the “500 Accused Wearables”). This includes most recently the Watch5. The Watch4 is specifically detailed in the infringement contention chart as representative of the 500 Accused Wearables. Additionally, the Watch5 is detailed in the infringement contention chart as representative of the 500 Accused Wearables that infringe certain dependent claims.
- Samsung earbud products whose cases can receive wireless power (the “500 Accused Earbud Products”). This includes most recently the Buds Live, Buds2, and Buds2 Pro. The Buds2 is specifically detailed in the infringement contention chart as representative of the 500 Accused Earbud Products.

#### 4. **371 Accused Products**

The “371 Accused Products” include at least the following products made/sold/imported in/into the U.S. from the patent’s issuance on April 26, 2022, to the present and forward, including such products listed on Exhibit 8, with the full extent of 371 Accused Products to be determined in discovery.

- Samsung smartphones which can receive wireless power and/or provide wireless power (the “371 Accused Smartphones”). This includes most recently the Samsung Galaxy S23 and Z4 Series smartphones. The S22 Ultra is detailed in the infringement contention chart as representative of the 371 Accused Smartphones.
- Samsung wireless chargers which can provide wireless power as specified by 371 claims, e.g., Samsung Wireless Charger Pads/Stands, Car Mount Chargers, Wireless Charger Batteries, and Watch Charging Docks (the “371 Accused Wireless Chargers”). The 5200 Duo and the 825 Watch Dock are specifically detailed in the infringement contention chart as representative of the 371 Accused Wireless Chargers.
- Samsung wearables which can receive wireless power (the “371 Accused Wearables”). This includes most recently the Watch5. The Watch4 is specifically detailed in the infringement contention chart as representative of the 371 Accused Wearables.
- Samsung earbud products whose cases can receive wireless power (the “371 Accused Earbud Products”). This includes most recently the Buds Live, Buds2, and Buds2 Pro. The Buds2 is specifically detailed in the infringement contention chart as representative of the 371 Accused Earbud Products.

## 5. 942 Accused Products

The “942 Accused Products” include at least the following products made/sold/imported in/into the U.S. from the patent’s issuance October 4, 2022 to the present and forward, including such products listed on Exhibit 8, with the full extent of 942 Accused Products to be determined in discovery.

- Samsung smartphones which can receive wireless power and/or provide wireless power (the “942 Accused Smartphones”). This includes most recently the Samsung Galaxy S23 and Z4 series smartphones. The S22 Ultra is detailed in the infringement contention chart as representative of the 942 Accused Smartphones.
- Samsung wireless chargers which can provide wireless power, e.g., Samsung Wireless Charger Pads/Stands, Car Mount Chargers, Wireless Charger Batteries, and Watch Wireless Charging Docks (the “942 Accused Wireless Chargers”). The 5200 Duo Pad, 5400 Duo Pad, and 6300 Trio Pad chargers are detailed in the infringement contention chart as representative of the Samsung Wireless Charger Pads/Stands that are 942 Accused Products. The 5300 Car Phone Mount Charger is detailed in the infringement contention chart as representative of the Samsung Car Mount Chargers that are 942 Accused Products. The 3300 Wireless Charger Battery is detailed in the infringement contention chart as representative of the Samsung Wireless Charger Batteries that are 942 Accused Products. The 825 Watch Charging Dock is detailed in the infringement contention chart as representative of the Samsung Galaxy Watch Wireless Charging Docks that are 942 Accused Products.
- Samsung wearables which can receive wireless power (the “942 Accused Wearables”). This includes most recently the Watch5. The Watch4 is specifically detailed in the infringement contention chart as representative of the 942 Accused Wearables.
- Samsung earbud products which can receive wireless power (the “942 Accused Earbud Products”). This includes most recently the Buds Live, Buds2, and Buds2 Pro. The Buds2 is specifically detailed in the infringement contention chart as representative of the 942 Accused Earbud Products.

## 6. 349 Accused Products

The “349 Accused Products” include at least the following products made/sold/imported in/into the U.S. from the patent’s issuance on April 5, 2022, forward, including such products listed on Exhibit 8, with the full extent of 349 Accused Products to be determined in discovery.

- Samsung smartphones which can provide wireless power to Samsung S Pen devices (the “349 Accused Smartphones”). This includes most recently the Samsung Galaxy S23 Ultra series smartphones. The S22 Ultra is specifically detailed in the infringement contention chart as representative of the 349 Accused Smartphones.
- Samsung tablets which can provide wireless power to Samsung S Pen devices (the “349 Accused Tablets”). This includes most recently the Samsung Galaxy Tab S8 Ultra. The Tab S8 Ultra is specifically detailed in the infringement contention chart as representative of the 349 Accused Tablets.
- Samsung pens which are included with the above referenced Samsung smartphones and

Samsung tablets (the “349 Accused Pens”) and which are also sold individually as replacements for the above devices. This includes most recently the Samsung Galaxy S23 Ultra S Pen and the Galaxy Tab S8 Ultra S Pen. The S22 Ultra S Pen and the Tab S8 Ultra S Pen are specifically detailed in the infringement contention chart as representative of the 349 Accused Pens.

## 7. 777 Accused Products

The “777 Accused Products” include at least the following products made/sold/imported in/into the U.S. from the patent’s issuance on May 24, 2022 forward, including such products listed on Exhibit 8, with the full extent of 777 Accused Products to be determined in discovery.

- Samsung smartphones which can receive wireless power with Samsung Wireless Fast Charge (the “777 Accused Smartphones”). This includes most recently the Samsung Galaxy S23 and Z4 series smartphones. The S22 Ultra is specifically detailed in the infringement contention chart as representative of the 777 Accused Smartphones.
- Samsung wireless chargers which can provide wireless power with Samsung Wireless Fast Charge, e.g., Samsung Wireless Charger Pads/Stands, Car Mount Chargers, Wireless Charger Batteries, and Watch Wireless Charging Docks (the “777 Accused Wireless Chargers”). The 5400 Duo and the Watch5 Dock (the 900 Watch Dock) are specifically detailed in the infringement contention chart as representative of the 777 Accused Wireless Chargers.
- Samsung wearables which can receive wireless power (the “777 Accused Wearables”) at up to ~5W power levels. This includes most recently the Watch5. The Watch5 is specifically detailed in the infringement contention chart as representative of the 777 Accused Wearables.

(d) **Infringement charts:** Mojo’s infringement contention charts are in Exhibits 1-7 herewith. These charts are based on publicly-available information currently accessible and known to Mojo. Mojo reserves the right to amend or supplement these contentions after discovery proceeds, as warranted.

(e) **Literal and/or equivalence infringement:** Based on its current understanding of the claim language and publicly available information pertaining to the accused systems and activities, and without notice of any non-infringement position from Samsung, Mojo asserts that Samsung literally infringes each limitation of the asserted claims. However, any limitation not literally met is satisfied under the doctrine of equivalents because any differences from such limitation are insubstantial, including under the function, way, and result test.

(f) **Priority dates:** The asserted claims are entitled to at least to the following priority dates:

- 1) Asserted ’208 claim 1 has at least the December 5, 2006 priority filing date.
- 2) Asserted ’440 claims 1, 3, 13 and 27 have at least the June 1, 2006 priority filing date.

- 3) The asserted '500 claims have at least the following priority filing dates:
  - a) December 5, 2006: claims 1, 4, 12, 13, 23, 24, 28-31
  - b) July 30, 2007: claims 3, 9, 11, 25, 27
  - c) December 12, 2007: claims 2, 18, 26
  - d) April 7, 2008: claim 20
- 4) The asserted '371 claims have at least the following priority filing dates:
  - a) July 30, 2007: claims 1, 9, 12, 15, 20-22, 28
  - b) December 12, 2007: claims 2-4, 10, 11, 16, 23, 29, 30
  - c) April 7, 2008: claim 8
- 5) The asserted '942 claims have at least the following priority filing dates:
  - a) July 30, 2007: claims 1, 8, 9, 13, 21-24, 26, 29
  - b) December 12, 2007: claims 2, 5, 6, 10, 12, 25, 30
- 6) The asserted '349 claims 1, 4, 5, 7, 8, 10-13, 15-18, and 26 have at least the April 12, 2013 priority filing date.
- 7) The asserted '777 claims have at least the following priority filing dates:
  - a) January 18, 2011: claims 1, 2, 6-7, 9, 10-11, 13-14, 15, 17, 20-23, and 24
  - b) October 12, 2011: claims 5 and 8

(g) **Mojo's own products:** Mojo has had various prototype products that may embody one or more of the asserted claims. Mojo may show one or more of these prototype products to tell Mojo's history as well as its interactions with Samsung. Mojo will produce or make available for production such prototypes in discovery.

## **II. P.R. 3-2 Document Production Accompanying Disclosure**

(a) Mojo is producing herewith documents that may be responsive to P.R. 3-2(a), out of an abundance of caution without making any admission thereto. In making this production, Mojo has looked to the latest continuation-in-part filing date of May 7, 2008 with respect to the '500, '371, and '942 patents, which therefor also covers the 208 and 400 patents as they have earlier non-provisional complete-specification filing dates with no continuation-in-parts filed after this date. Also, Mojo has looked to the non-provisional complete-specification filing date of April 14, 2014 for the '349 patent, as no continuation-in-part was filed after this date for this patent. Finally, Mojo has looked to the November 26, 2018 filing date with respect to the '777 patent, as that is the latest continuation-in-part filing date for this patent. However, as to each patent, Mojo submits that the asserted claims are entitled to earlier priority dates as set forth in its disclosure above under PR 3-1(e).

(b) Other than information included in the file histories including the provisional applications and non-provisional applications, Mojo is not aware presently of any non-privileged documents responsive to P.R. 3-2(b). Mojo is aware of privileged documents that indicate invention dates up to three months earlier than the priority dates listed with respect to PR 3-1(e) above. Mojo is not waiving privilege as to such documents at this time, though Mojo reserves its right to do so in the future.

(c) A copy of the Asserted Patents and the file histories are being produced herewith at Bates numbers: Mojo\_Sam\_000001-Mojo\_Sam\_008668.



February 28, 2023

Respectfully submitted,

**McKool Smith, P.C.**

/s/ Steven J. Pollinger

Steven J. Pollinger (SBN 24011919)  
spollinger@mckoolsmith.com  
George T. Fishback (SBN 24120823)  
gfishback@mckoolsmith.com  
303 Colorado St., Suite 2100  
Austin, TX 78701  
Telephone: (512) 692-8700  
Facsimile: (512) 692-8744

Sam F. Baxter (SBN 01938000)  
sbaxter@mckoolsmith.com  
Jennifer L. Truelove (SBN 24012906)  
jtruelove@mckoolsmith.com  
104 East Houston, Suite 300  
Marshall, TX 75670  
Telephone: (903) 923-9000  
Facsimile: (903) 923-9099

Ryan B. McBeth (SBN 24078955)  
rmcbeth@mckoolsmith.com  
600 Travis St., Suite 7000  
Houston, TX 77002  
Telephone: (713) 485-7300  
Facsimile: (713) 485-7344

**ATTORNEYS FOR PLAINTIFF  
MOJO MOBILITY INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that a true and correct copy of the above and foregoing document has been served on all counsel of record via electronic mail on February 28, 2023.

/s/ George T. Fishback

George T. Fishback