

1 ANTON HANDAL (Bar No. 113812)  
2 PAMELA C. CHALK (Bar No. 216411)  
3 GABRIEL HEDRICK (Bar No. 220649)  
4 HANDAL & ASSOCIATES  
5 750 B Street, Suite 2510  
6 San Diego, California 92101  
7 Telephone: 619.544.6400  
8 Facsimile: 619.696.0323  
9 E-Mail: anh@handal-law.com  
10 pchalk@handal-law.com  
11 ghedrick@handal-law.com

12 Attorneys for Plaintiff  
13 E.DIGITAL CORPORATION

14 STEFANI E. SHANBERG (State Bar No. 206717)  
15 JENNIFER J. SCHMIDT (State Bar No. 295579)  
16 MADELEINE E. GREENE (State Bar No. 263120)  
17 WILSON SONSINI GOODRICH & ROSATI  
18 Professional Corporation  
19 One Market Plaza  
20 Spear Tower, Suite 3300  
21 San Francisco, California 94105  
22 Telephone: (415) 947-2000  
23 Facsimile: (415) 947-2099  
24 E-Mail: sshanberg@wsgr.com  
25 jschmidt@wsgr.com  
26 mgreene@wsgr.com

27 Attorneys for Defendant  
28 DROPCAM, INC.

17 UNITED STATES DISTRICT COURT  
18 NORTHERN DISTRICT OF CALIFORNIA

19  
20 E.DIGITAL CORPORATION,

Case No. 3:14-cv-04922-JST

21 Plaintiff,

22 v.

23 DROPCAM, INC.,

24 Defendant.

**JOINT STIPULATION REQUESTING  
LEAVE TO FILE AMENDED JOINT  
CLAIM CONSTRUCTION STATEMENT  
AND NOTICE TO THE COURT  
REGARDING RESOLVED CLAIM  
CONSTRUCTION DISPUTES**

1           WHEREAS, Plaintiff e.Digital Corporation (“e.Digital”) and Defendant Dropcam, Inc.  
 2 (“Dropcam”) (collectively, the “Parties”) hereby make a stipulated request to amend the Joint  
 3 Claim Construction and Pre-Hearing Statement (Patent L.R. 4-3) (“Joint Statement”) (Dkt. No.  
 4 49) and hereby provide notice to the Court that certain claim construction disputes have been  
 5 resolved;

6           WHEREAS, the Parties file this stipulation and notice in light of a mutual agreement  
 7 having been reached between the Parties regarding the construction of certain claim terms;

8           WHEREAS, the Parties, having met and conferred, were able to reach a compromise with  
 9 respect to the claim terms “social template,” “unique social signature,” “optical sensor,” and  
 10 “accurate,” as set forth in the table below;

<b>Claim Term or Phrase</b>	<b>Agreed Construction</b>
“social template”	“data structure associated with a social hierarchy and one or more social signatures”
“unique social signature”	“social signature associated with a specific social template at the time of processing”
“optical sensor”	plain and ordinary meaning
“accurate”	“capable of desired processing”

17           WHEREAS, during the meet and confer process, the Parties discussed compromise  
 18 constructions for the term “social signature” and, while the Parties were unable to fully resolve the  
 19 dispute, the Parties narrowed the dispute as set forth in the table below;

<b>Claim Term or Phrase</b>	<b>Plaintiff’s Proposed Construction</b>	<b>Defendant’s Proposed Construction</b>
“social signature”	“raw or processed data and/or other information based on sensors”	“combination of sensor data indicative of a type of activity”

24           WHEREAS, during the meet and confer process Dropcam proposed a compromise that the  
 25 term “information” be construed as “a report about the identified social signature” and Dropcam  
 26 anticipates it may be discussed at the hearing and, therefore, provides notice herein, however,  
 27 e.Digital objects to the Court considering this new construction on the ground it is untimely under  
 28

1 the Court's Scheduling Order and Patent LR 4-2, 4-3 and 4-5, and reserves the right to raise  
2 arguments not raised in its briefs in rebuttal should the Court be inclined to consider the same;

3 WHEREAS, the Parties also agree that neither will call witnesses at the Claim  
4 Construction Hearing and that the Claim Construction Hearing can be completed in three (3),  
5 rather than four (4), hours;

6 WHEREAS, the Parties make a stipulated request to amend the Joint Statement to reflect  
7 mutual agreement having been reached regarding the construction of the claim terms "social  
8 template," "unique social signature," "optical sensor," and "accurate," and to reflect the narrowing  
9 of the dispute regarding the construction of the claim term "social signature," as reflected in the  
10 Proposed Amended Joint Claim Construction Statement and Pre-Hearing Statement (Patent L.R.  
11 4-3), attached hereto as Exhibit A.

12 IT IS HEREBY STIPULATED AND AGREED, pursuant to Civil Local Rule 6-1, by  
13 e.Digital and Dropcam, through their respective counsel, that the Parties shall file an Amended  
14 Joint Claim Construction Statement and Pre-Hearing Statement (Patent L.R. 4-3), attached hereto  
15 as Exhibit A.

16 IT IS SO STIPULATED, through Counsel of Record.

17 Dated: July 30, 2015

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

19

20

By: /s/ Madeleine E. Greene  
Madeleine E. Greene

21

22

Attorneys for Defendant  
DROPCAM, INC.

23

24

Dated: July 30, 2015

HANDAL & ASSOCIATES

25

26

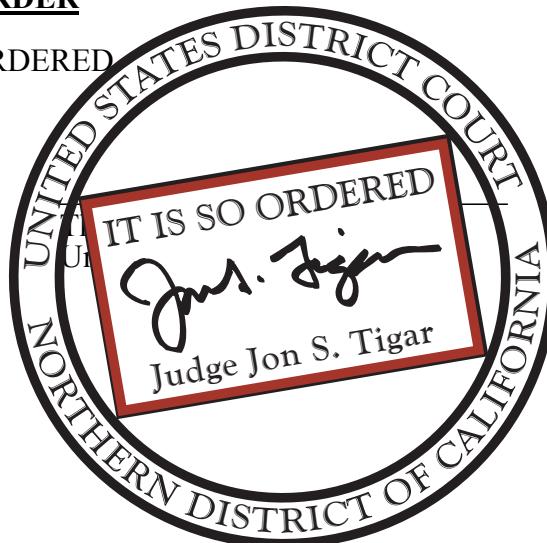
By: /s/ Pamela C. Chalk  
Pamela C. Chalk

27

28

Attorneys for Plaintiff  
E.DIGITAL CORPORATION

1 **ORDER**  
2 PURSUANT TO STIPULATION, IT IS SO ORDERED  
3  
4 DATED: July 31, 2015  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28



## **ATTESTATION CLAUSE**

I, Madeleine E. Greene, am the ECF User whose identification and password are being used to file this Stipulation. In compliance with Civil Local Rule 5-1(i)(3), I hereby attest that Pamela Chalk of Handal & Associates has concurred in this filing.

6 | Dated: July 30, 2015

WILSON SONSINI GOODRICH & ROSATI  
Professional Corporation

By: /s/ Madeleine E. Greene  
Madeleine E. Greene

Attorneys for Defendant  
DROPCAM, INC.

**CERTIFICATE OF SERVICE**

I hereby certify that on July 30, 2015, I electronically filed the foregoing with the Clerk of the court using the CM/ECF system which will send notification of such filing to counsel of record.

By: /s/ Madeleine E. Greene  
Madeleine E. Greene

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25  
26  
27  
28

JOINT STIP. REQUESTING LEAVE TO FILE AMEND.  
JOINT CLAIM CONSTRUCTION STATEMENT AND  
NOTICE  
CASE NO. 3:14-cv-04922-JST