UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION

CELLULAR SOUTH, INC.
Plaintiff,
v.
GOOGLE, LLC,
Defendants.

Civil Action No. 6:24-cv-00245

JURY TRIAL DEMANDED

PLAINTIFF CELLULAR SOUTH, INC.'S DISCLOSURE OF ASSERTED CLAIMS AND PRELIMINARY INFRINGEMENT CONTENTIONS

Plaintiff Cellular South, Inc. ("CSI" or "Plaintiff") hereby provides its Disclosure of Asserted Claims and Preliminary Infringement Contentions relevant to U.S. Patent Nos. 9,940,972 ("the '972 Patent"), 10,218,954 ("the '954 Patent"), and 11,126,853 ("the '853 Patent") (collectively, the "Asserted Patents") to Defendant Google, LLC ("Google" or "Defendant"). CSI's investigation is ongoing and discovery is in its preliminary stages. Accordingly, these disclosures are based on information available to CSI at this time. CSI reserves the right to supplement this disclosure after further discovery from Google and non-parties, particularly documents and other discovery regarding Google's Accused Products. CSI also reserves the right to assert additional claims of the Asserted Patents, accuse different products, or find alternative literal and/or equivalent infringing elements in Google's Accused Products, including if merited by further discovery, the Court's claim constructions, or other circumstances. CSI incorporates by reference the allegations contained in CSI's Complaint (Dkt. 1) and any amendments or supplements thereto.

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I. DISCLOSURE OF ASSERTED CLAIMS AND APPLICABLE SUBSECTIONS OF 35 U.S.C. § 271

Google has infringed and continues to infringe, under one or more of 35 U.S.C. § 271(a)-(c), at least the following Asserted Claims:

Patent	Claims
'972 Patent	1-20
'954 Patent	1-13
'853 Patent	1-6, 8-11

CSI reserves the right to amend or supplement this disclosure after further discovery, particularly documents and other discovery regarding Google's Accused Products.

II. ACCUSED PRODUCTS

A. U.S. Patent No. 9,992,972

As described in more detail in Exhibits 972-1 and 972-2, CSI asserts that the following Accused Products infringe the '972 Patent:

1. Google's Video AI platform, including without limitation Google's Video Intelligence API ("Video Intelligence"), AutoML video functionality ("AutoML Video"), and video understanding functionality within Vertex AI ("Vertex AI Video," and together with Video Intelligence and AutoML Video, "Video AI");

2. Google's YouTube video sharing platform ("YouTube").

The Accused Products include those specifically pictured and described in Exhibits 972-1 and 972-2, and the systems associated therewith, which provide contextual video analysis functionalities to the Accused Products. The accused functionalities within Google's Video AI and YouTube products is implemented in a combination of software and hardware elements. For the avoidance of doubt, the Accused Products include all prior and current versions of software and/or hardware elements used to provide the accused video analysis functionality irrespective of differences between or changes to the names, monikers, codewords, or other terms used to refer to the Accused Products either internally within Google or externally to the general public.

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CSI reserves the right to refine the identification of the Accused Products, as well as other information contained in this document and Exhibits 972-1 and 972-2, to incorporate new information learned during the course of discovery, including, but not limited to, the inclusion of newly-discovered or newly-released products, versions, or any other equivalent devices ascertained through discovery.

B. U.S. Patent No. 10,218,954

As described in more detail in Exhibits 954-1 and 954-2, CSI asserts that the following Accused Products infringe the '954 Patent:

1. Video AI
2. YouTube

The Accused Products include those specifically pictured and described in Exhibits 954-1 and 954-2, and the systems associated therewith, which provide contextual video analysis functionalities to the Accused Products. The accused functionality within Google's Video AI and YouTube products is implemented in a combination of software and hardware elements. For the avoidance of doubt, the Accused Products include all prior and current versions of software and/or hardware elements used to provide the accused video analysis functionality irrespective of differences between or changes to the names, monikers, codewords, or other terms used to refer to the Accused Products either internally within Google or externally to the general public.

CSI reserves the right to refine the identification of the Accused Products, as well as other information contained in this document and Exhibits 954-1 and 954-2, to incorporate new information learned during the course of discovery, including, but not limited to, the inclusion of newly-discovered or newly-released products, versions, or any other equivalent devices ascertained through discovery.

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C. U.S. Patent No. 11,126,853

As described in more detail in Exhibits 853-1, 853-2, and 853-3, CSI asserts that the following Accused Products infringe the '853 Patent:

1. Video AI;
2. YouTube;
3. Google Photos photo-sharing app and storage service made and/or developed for use with iOS and Android devices including, without limitation, Google Pixel devices ("Pixel," collectively with Google's Photos app, "Photos")

The Accused Products include those specifically pictured and described in Exhibits 853-1, 853-2, and 853-3 and the systems associated therewith, which provide contextual video analysis functionalities to the accused products. The accused functionality within Google's Video AI, YouTube, and Photos products is implemented in a combination of software and hardware elements. For the avoidance of doubt, the Accused Products include all prior and current versions of software and/or hardware elements used to provide the accused video analysis functionality irrespective of differences between or changes to the names, monikers, codewords, or other terms used to refer to the Accused Products either internally within Google or externally to the general public.

CSI reserves the right to refine the identification of the Accused Products, as well as other information contained in this document and Exhibits 853-1, 853-2, and 853-3, to incorporate new information learned during the course of discovery, including, but not limited to, the inclusion of newly-discovered or newly-released products, versions, or any other equivalent devices ascertained through discovery.

III. CLAIM CHARTS

Claim charts identifying where in the Accused Products each element of the asserted claims of the '972 Patent is found are attached hereto as Exhibits 972-1 and 972-2, respectively. Claim

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charts identifying where in the Accused Products each element of the asserted claims of the '954 Patent is found are attached hereto as Exhibits 954-1 and 954-2, respectively. Claim charts identifying where in the Accused Products each element of the asserted claims of the '853 Patent is found are attached hereto as Exhibits 853-1, 853-2, and 853-3, respectively.

CSI reserves the right to amend the claim charts, as well as other information contained in this document and the exhibits hereto, to incorporate new information learned during the course of discovery, including, but not limited to, information that is not publicly available or readily discernable without discovery.

IV. PRIORITY DATE

The '972 Patent was filed as U.S. Patent Application No. 14/175,741, which was filed on February 7, 2014, and claims priority to U.S. Provisional Application No. 61/866,175, filed on August 15, 2013. Each of the Asserted Claims of the '972 Patent is entitled to at least the priority date of August 15, 2013.

The '954 Patent was filed as U.S. Patent Application No. 14/910,698, the national stage patent application of International Application No. PCT/US2015/014940, which was filed on February 7, 2015, and claims priority to: U.S. Patent Application No. 14/175,741, filed on February 7, 2014 (now the '972 Patent); U.S. Provisional Application No. 62/021,666, filed on July 7, 2014; and U.S. Provisional Application No. 61/866,175, filed on August 15, 2013. Each of the Asserted Claims of the '954 Patent is entitled to at least the priority date of August 15, 2013.

The '853 Patent was filed as U.S. Patent Application No. 16/271,773, which was filed on February 8, 2019, and claims priority to U.S. Patent Application No. 15/197,727, filed on June 29, 2016 (now U.S. Patent No. 10,204,274). Each of the Asserted Claims of the '853 Patent is entitled to at least the priority date of June 29, 2016.

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