

**UNITED STATES INTERNATIONAL TRADE COMMISSION
WASHINGTON, D.C.**

In the Matter of

**CERTAIN HANDHELD ELECTRONIC
COMPUTING DEVICES,
RELATED SOFTWARE, AND
COMPONENTS THEREOF**

Investigation No. 337-TA-769

**BARNES & NOBLE, INC.'S AND BARNESANDNOBLE.COM LLC'S
SUPPLEMENTAL NOTICE OF PRIOR ART**

Pursuant to the Procedural Schedule (Order No. 4), ¶ 5 of the Ground Rules (Order No. 2), and 35 U.S.C. § 282, respondents Barnes & Noble, Inc. and Barnesandnoble.com LLC (collectively, Barnes & Noble) hereby provide the following preliminary Supplemental Notice of Prior Art with respect to the claims of United States Patent Nos. 5,778,372 to Cordell et al. (the '372 patent), 5,889,522 to Chew et al. (the '522 patent), 6,339,780 to Shell et al. (the '780 patent), 6,891,551 to Keely et al. (the '551 patent), and 6,957,233 to Beezer et al. (the '233 patent) (collectively, the patents-in-suit) asserted by Microsoft Corp. ("Microsoft").

Barnes & Noble's discovery and investigations in connection with this action and the patents-in-suit are continuing, and thus this notice of prior art is preliminary in nature and based on information obtained to date. Although fact discovery is scheduled to close on Monday, November 14, 2011, a motion to take several important depositions after close of discovery has been granted. Accordingly, Barnes & Noble reserves the right to further modify, amend, or supplement this supplemental identification of prior art in accordance with the Scheduling Order, the Ground Rules applicable in this case, and/or any other governing rules as this action progresses and additional information is obtained. Moreover, while the prior art references listed below are categorized by patent-in-suit, the references listed in connection with one patent-in-

suit also have bearing on the invalidity of the other patents-in-suit because they relate, among other things, to the general knowledge possessed by one of ordinary skill in the art and can be combined with the prior art listed in connection with the other patents to render their asserted claims obvious.

I. '372 Patent

A. Prior Art

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B. Name and address of any person who may be relied upon as the prior inventor or as having prior knowledge of or as having previously used or offered for sale:

- Individuals formerly associated with Netscape Corp. (address unknown)
- Individuals formerly associated with Spyglass, Inc. (address unknown)
- Individuals formerly or currently associated with the World Wide Web Consortium (W3C) (address unknown)
- Individuals formerly or currently associated with the National Center for Supercomputing Applications (NCSA) (address unknown)

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- Individuals formerly or currently associated with IBM Corp. (address unknown)

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CERTIFICATE OF SERVICE

I hereby certify that copies of the foregoing **BARNES & NOBLE, INC.'S AND BARNESANDNOBLE.COM LLC'S SUPPLEMENTAL NOTICE OF PRIOR ART** were served upon the following parties as indicated on this 14th day of October, 2011.

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