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8
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The Magnavox Company and
Sanders Associates, Inc.

10
11 United States District Court For The
Northern District Of California

12
13 THE MAGNAVOX COMPANY, a corporation,)
and SANDERS ASSOCIATES, INC.,)
14 a corporation,)

15 Plaintiffs,)

16 v.)

17 ACTIVISION, INC., a corporation,)

18 Defendant.)

No. C 82 5270 TEH

PLAINTIFF'S RESPONSE
TO DEFENDANT'S THIRD
SET OF INTERROGATORIES
(NOS. 183-192)

19
20 Plaintiffs herewith respond to defendant's
21 interrogatories 183-192. Plaintiffs object to each of those
22 interrogatories for at least the following reasons:

23 1. Plaintiffs object to interrogatories 183-192 to the
24 extent they are deemed to be continuing or require supplementation
25 beyond the requirements of Rule 26(e), F.R.Civ.P.

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PLAINTIFFS' RESPONSE TO
DEFENDANT'S THIRD SET OF
INTERROGATORIES (NOS. 183-192)

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Stampede: The coincidence between the horse and rider symbol and the cattle symbols by which the cattle are herded.

Stampede (Mattel): The coincidence between the horse and rider symbol and the cattle symbols by which the cattle are herded.

F. Dolphin, Pressure Cooker and Stampede: At least the Activision television game cartridge, the microprocessor, and perhaps the television interface adapter.

Stampede (Mattel): The Activision television game cartridge and portions of the television game console.

G. Dolphin: The motion of the squid symbol after coincidence with the dolphin symbol.

Pressure Cooker: The motion of the condiment symbols after coincidence with the "Short-Order Sam" symbol.

Stampede: The motion of the cattle symbols after coincidence with the horse and rider symbol.

Stampede (Mattel): The motion of the cattle symbols after coincidence with the horse and rider symbol.

H. Dolphin, Pressure Cooker and Stampede: At least the Activision game television cartridge and the microprocessor.

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- B. Dolphin, Pressure Cooker and Stampede: At least the Activision television game cartridge, the joystick, the microprocessor, the peripheral interface, adapter, and the television interface adapter.
Stampede (Mattel): The Activision game cartridge, the hand controller, and portions of the television game console.
- C. Dolphin: The squid symbol after the dolphin has caught a seagull.
Pressure Cooker: The condiment symbols.
Stampede: The cattle symbols.
Stampede (Mattel): The cattle symbols.
- D. Dolphin, Pressure Cooker and Stampede: At least the Activision television game cartridge, the television interface adapter, and the microprocessor.
Stampede (Mattel): The Activision television game cartridge and portions of the television game console.
- E. Dolphin: The coincidence between the squid symbol and the dolphin symbol after the dolphin has caught a seagull by which the dolphin catches the squid.
Pressure Cooker: The coincidence between the "Short-Order Sam" symbol and the condiment symbols by which "Short-Order Sam" catches or rejects the condiments.

1 Stampede (Mattel): The Activision television game
2 cartridge and portions of the television game
3 console.
4

5 INTERROGATORY NO. 185

6 For each combination, if any, of the television game
7 products identified in Schedule 1 to the Notice to Take Deposition
8 dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers",
9 "Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks",
10 "Enduro" and "Pressure Cooker") and the consoles identified in
11 response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF
12 INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600,
13 the Sears Tele-Game Video Arcade, and the combination of the
14 Colecovision game console and the Expansion Module 1) which
15 plaintiffs contend constitutes an infringement of Claim 26 of the
16 United States Patent Re. 28,507, identify the elements which
17 plaintiffs contend correspond to the following elements of the
18 claim:

- 19 A. A variation in the horizontal position of the
20 hitting symbol;
21 B. A variation in the vertical position of the hitting
22 symbol; and
23 C. Means for providing horizontal and vertical control
24 signal for varying the horizontal and vertical
25 positions of said hitting symbol.
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1 RESPONSE:

2 Plaintiffs are at this time unable to supply all the
3 information requested in Interrogatory 185. Plaintiffs have not
4 completed their discovery as to the television game cartridges
5 manufactured, used, and/or sold by Activision, and the television
6 game consoles with which those cartridges are used, and are thus
7 unable to fully state what contentions they will make at trial as
8 to the subject matter of this interrogatory. Plaintiffs object
9 this interrogatory as premature.

10 However, in order to advance the progress of this
11 action, plaintiffs further respond to interrogatory 185 as follows
12 while reserving the right to alter, amend, supplement or change
13 the response after discovery is completed and prior to trial.
14 Each response refers to the combination of the indicated
15 Activision television game cartridge and the Atari VCS Model 2600,
16 the Sears Tele-Game Video Arcade, the Colecovision game console
17 with the Coleco Expansion Module 1, or the Coleco Gemini
18 television game console, except where the Mattel version is
19 indicated in which case the response refers to the combination of
20 the indicated Activision television game cartridge and the Mattel
21 Intellelevision or the Sears Tele-Game Super Video Arcade television
22 game console.

23 A. Pressure Cooker: The "Short-Order Sam" symbol may
24 be moved horizontally.

25 B. Pressure Cooker: The "Short-Order Sam" symbol may
26 be moved vertically.

1 C. Pressure Cooker: At least the Activision game
2 cartridge, the joystick, the microprocessor, and
3 the peripheral interface adapter.
4

5 INTERROGATORY NO. 186

6 For each combination, if any, of the television game
7 products identified in Schedule 1 to the Notice to Take Deposition
8 dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers",
9 "Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks",
10 "Enduro" and "Pressure Cooker") and the consoles identified in
11 response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF
12 INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600,
13 the Sears Tele-Game Video Arcade, and the combination of the
14 Colecovision game console and the Expansion Module 1) which
15 plaintiffs contend constitutes an infringement of Claim 44 of the
16 United States Patent Re. 28,507, identify the elements which
17 plaintiffs contend correspond to the following elements of the
18 claim:

- 19 A. A baseball game;
20 B. Apparatus for playing a baseball type game;
21 C. A hit spot;
22 D. Means for displaying a hit spot;
23 E. A hitting spot;
24 F. Means for displaying a hitting spot;
25 G. An adjustment in the vertical position of said
26 hitting spot;

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- H. Means for adjusting the vertical position of said hitting spot;
- I. A serving of the hit spot;
- J. Means for serving said hit spot;
- K. A variation in the vertical position of the hit spot;
- L. Means for varying the vertical position of said hit spot;
- M. Coincidence between said hit and said hitting spot;
- N. A reversal of directions by the hit spot; and
- O. Means for denoting coincidence between said hit and said hitting spots whereby said hit spot will reverse directions.

RESPONSE:

Plaintiffs are at this time unable to supply the information requested in interrogatory 186. Plaintiffs have not completed their discovery as to the television game cartridges manufactured, used, and/or sold by Activision, and the television game consoles with which those cartridges are used, and are thus unable to respond to this interrogatory. Plaintiffs object this interrogatory as premature.

1 INTERROGATORY NO. 187

2 For each combination, if any, of the television game
3 products identified in Schedule 1 to the Notice to Take Deposition
4 dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers",
5 "Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks",
6 "Enduro" and "Pressure Cooker") and the consoles identified in
7 response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF
8 INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600,
9 the Sears Tele-Game Video Arcade, and the combination of the
10 Colecovision game console and the Expansion Module 1) which
11 plaintiffs contend constitutes an infringement of Claim 45 of the
12 United States Patent Re. 28,507, identify the elements which
13 plaintiffs contend correspond to the following elements of the
14 claim:

- 15 A. A hockey type game;
16 B. Apparatus for playing a hockey type game;
17 C. A first hitting spot;
18 D. Means for displaying a first hitting spot;
19 E. A second hitting spot;
20 F. Means for displaying a second hitting spot;
21 G. A hit spot;
22 H. Means for displaying a hit spot;
23 I. Control of the position of the first hitting spot;
24 J. Control of the position of the second hitting spot;
25 K. Means for controlling the position of said first
26 and second hitting spots;

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- L. Controlling of the position of the hit spot;
- M. Means for controlling the position of said hit spot;
- N. Coincidence between the first hitting spot and the hit spot;
- O. Coincidence between the second hitting spot and the hit spot;
- P. Means for ascertaining coincidence between either of said hitting spots and said hit spot;
- Q. A distinct motion imparted to said hit spot upon coincidence; and
- R. Means for imparting a distinct motion to said hit spot upon coincidence.

RESPONSE:

Plaintiffs are at this time unable to supply the information requested in interrogatory 187. Plaintiffs have not completed their discovery as to the television game cartridges manufactured, used, and/or sold by Activision, and the television game consoles with which those cartridges are used, and are thus unable to respond to this interrogatory. Plaintiffs object this interrogatory as premature.

1 INTERROGATORY NO. 188

2 For each combination, if any, of the television game
3 products identified in Schedule 1 to the Notice to Take Deposition
4 dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers",
5 "Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks",
6 "Enduro" and "Pressure Cooker") and the consoles identified in
7 response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF
8 INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600,
9 the Sears Tele-Game Video Arcade, and the combination of the
10 Colecovision game console and the Expansion Module 1) which
11 plaintiffs contend constitutes an infringement of Claim 51 of the
12 United States Patent Re. 28,507, identify the elements which
13 plaintiffs contend correspond to the following elements of the
14 claim:

- 15 A. A hitting symbol;
- 16 B. Means for generating a hitting symbol;
- 17 C. A hit symbol;
- 18 D. Means for generating a hit symbol;
- 19 E. Coincidence between said hitting symbol and said
20 hit symbol;
- 21 F. Means for ascertaining coincidence between said
22 hitting symbol and said hit symbol;
- 23 G. A distinct motion imparted to said hit symbol upon
24 coincidence; and
- 25 H. Means for imparting a distinct motion to said hit
26 symbol upon coincidence.

1 RESPONSE:

2 Plaintiffs are at this time unable to supply all the
3 information requested in interrogatory 188. Plaintiffs have not
4 completed their discovery as to the television game cartridges
5 manufactured, used, and/or sold by Activision, and the television
6 game consoles with which those cartridges are used, and are thus
7 unable to fully state what contentions they will make at trial as
8 to the subject matter of this interrogatory. Plaintiffs object
9 this interrogatory as premature.

10 However, in order to advance the progress of this
11 action, plaintiffs further respond to interrogatory 188 as follows
12 while reserving the right to alter, amend, supplement or change
13 the response after discovery is completed and prior to trial.
14 Each response refers to the combination of the indicated
15 Activision television game cartridge and the Atari VCS Model 2600,
16 the Sears Tele-Game Video Arcade, the Colecovision game console
17 with the Coleco Expansion Module 1, or the Coleco Gemini
18 television game console, except where the Mattel version is
19 indicated in which case the response refers to the combination of
20 the indicated Activision television game cartridge and the Mattel
21 Intellelevision or the Sears Tele-Game Super Video Arcade television
22 game console.

23 A. Dolphin: The dolphin symbol after the dolphin has
24 caught a seagull.

25 Pressure Cooker: The "Short-Order Sam" symbol.

26 Stampede: The horse and rider symbol.

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Stampede (Mattel): The horse and rider symbol.

B. Dolphin, Pressure Cooker and Stampede: At least the Activision television game cartridge, the joystick, the microprocessor, the peripheral interface, adapter, and the television interface adapter.

Stampede (Mattel): The Activision game cartridge, the hand controller, and portions of the television game console.

C. Dolphin: The squid symbol after the dolphin has caught a seagull.

Pressure Cooker: The condiment symbols.

Stampede: The cattle symbols.

Stampede (Mattel): The cattle symbols.

D. Dolphin, Pressure Cooker and Stampede: At least the Activision television game cartridge, the television interface adapter, and the microprocessor.

Stampede (Mattel): The Activision television game cartridge and portions of the television game console.

E. Dolphin: The coincidence between the squid symbol and the dolphin symbol after the dolphin has caught a seagull by which the dolphin catches the squid.

1 Pressure Cooker: The coincidence between the "Short-
2 Order Sam" symbol and the condiment symbols by
3 which "Short-Order Sam" catches or rejects the
4 condiments.

5 Stampede: The coincidence between the horse and rider
6 symbol and the cattle symbols by which the cattle
7 are herded.

8 Stampede (Mattel): The coincidence between the horse and
9 rider symbol and the cattle symbols by which the
10 cattle are herded.

11 F. Dolphin, Pressure Cooker and Stampede: At least the
12 Activision television game cartridge, the
13 microprocessor, and perhaps the television
14 interface adapter.

15 Stampede (Mattel): The Activision television game
16 cartridge and portions of the television game
17 console.

18 G. Dolphin: The motion of the squid symbol after
19 coincidence with the dolphin symbol.

20 Pressure Cooker: The motion of the condiment symbols
21 after coincidence with the "Short-Order Sam"
22 symbol.

23 Stampede: The motion of the cattle symbols after
24 coincidence with the horse and rider symbol.

25 Stampede (Mattel): The motion of the cattle symbols
26 after coincidence with the horse and rider symbol.

1 H. Dolphin, Pressure Cooker and Stampede: At least the
2 Activision television game cartridge and the
3 microprocessor.

4 Stampede (Mattel): The Activision television game
5 cartridge and portions of the television game
6 console.

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8 INTERROGATORY NO. 189

9 For each combination, if any, of the television game
10 products identified in Schedule 1 to the Notice to Take Deposition
11 dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers",
12 "Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks",
13 "Enduro" and "Pressure Cooker") and the consoles identified in
14 response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF
15 INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600,
16 the Sears Tele-Game Video Arcade, and the combination of the
17 Colecovision game console and the Expansion Module 1) which
18 plaintiffs contend constitutes an infringement of Claim 52 of the
19 United States Patent Re. 28,507, identify the elements which
20 plaintiffs contend correspond to the following elements of the
21 claim:

- 22 A. A variation in the horizontal position of the
23 hitting symbol;
- 24 B. A variation in the vertical position of the hitting
25 symbol; and
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1 C. Means for providing horizontal and vertical control
2 signal for varying the horizontal and vertical
3 positions of said hitting symbol.
4

5 RESPONSE:

6 Plaintiffs are at this time unable to supply all the
7 information requested in Interrogatory 189. Plaintiffs have not
8 completed their discovery as to the television game cartridges
9 manufactured, used, and/or sold by Activision, and the television
10 game consoles with which those cartridges are used, and are thus
11 unable to fully state what contentions they will make at trial as
12 to the subject matter of this interrogatory. Plaintiffs object
13 this interrogatory as premature.

14 However, in order to advance the progress of this
15 action, plaintiffs further respond to interrogatory 189 as follows
16 while reserving the right to alter, amend, supplement or change
17 the response after discovery is completed and prior to trial.
18 Each response refers to the combination of the indicated
19 Activision television game cartridge and the Atari VCS Model 2600,
20 the Sears Tele-Game Video Arcade, the Colecovision game console
21 with the Coleco Expansion Module 1, or the Coleco Gemini
22 television game console, except where the Mattel version is
23 indicated in which case the response refers to the combination of
24 the indicated Activision television game cartridge and the Mattel
25 Intellelevision or the Sears Tele-Game Super Video Arcade television
26 game console.

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- D. Means responsive to said synchronization signals for deflecting the beam of a cathode ray tube to generate a raster on the screen of the tube;
- E. A first symbol on said screen;
- F. A position for the first symbol which is directly controlled by a player;
- G. Means coupled to said synchronization signal generating means and said cathode ray tube for generating a first symbol on said screen at a position which is directly controlled by a player;
- H. A second symbol on the screen which is movable;
- I. Means coupled to a said synchronization signal generating means and said cathode ray tube for generating a second symbol on said screen which is movable;
- J. A first coincidence between said first symbol and said second symbol;
- K. Means couple to said first symbol generating means and said second symbol generating means for determining a first coincidence between said first symbol and said second symbol;
- L. A distinct motion imparted to said second symbol in response to said coincidence; and

1 M. Means coupled to said coincidence determining means
2 and said second symbol generating means for
3 imparting a distinct motion to said second symbol
4 in response to said coincidence.
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6 RESPONSE:

7 Plaintiffs are at this time unable to supply all the
8 information requested in Interrogatory 190. Plaintiffs have not
9 completed their discovery as to the television game cartridges
10 manufactured, used, and/or sold by Activision, and the television
11 game consoles with which those cartridges are used, and are thus
12 unable to fully state what contentions they will make at trial as
13 to the subject matter of this interrogatory. Plaintiffs object
14 this interrogatory as premature.

15 However, in order to advance the progress of this
16 action, plaintiffs further respond to interrogatory 190 as follows
17 while reserving the right to alter, amend, supplement or change
18 the response after discovery is completed and prior to trial.
19 Each response refers to the combination of the indicated
20 Activision television game cartridge and the Atari VCS Model 2600,
21 the Sears Tele-Game Video Arcade, the Colecovision game console
22 with the Coleco Expansion Module 1, or the Coleco Gemini
23 television game console, except where the Mattel version is
24 indicated in which case the response refers to the combination of
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1 the indicated Activision television game cartridge and the Mattel
2 Intellelevision or the Sears Tele-Game Super Video Arcade television
3 game console.

4 A. Dolphin, Keystone Kapers, Decathalon, Stampede,
5 Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
6 The vertical synchronization signals at the outputs of the
7 television interface adapter and the television game console.

8 Stampede (Mattel): At least the vertical
9 synchronization signal at the output of the television game
10 console.

11 B. Dolphin, Keystone Kapers, Decathalon, Stampede,
12 Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
13 The horizontal synchronization signals at the outputs of the
14 television interface adapter and the television game console.

15 Stampede (Mattel): At least the horizontal
16 synchronization signal at the output of the television game
17 console.

18 C. Dolphin, Keystone Kapers, Decathalon, Stampede,
19 Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
20 The Activision television game cartridge, the microprocessor, and
21 the television interface adapter.

22 Stampede (Mattel): The Activision television game
23 cartridge and at least portions of the television game console.

1 D. Dolphin, Keystone Kapers, Decathalon, Stampede,
2 Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
3 At least the horizontal and vertical deflection circuitry of the
4 associated television receiver.

5 Stampede (Mattel): At least the horizontal and vertical
6 deflection circuitry of the associated television receiver.

7 E. Dolphin: The dolphin symbol.

8 Keystone Kapers: The "Officer Kelly" symbol.

9 Decathalon: The hurdeler symbol.

10 Stampede: The horse and rider symbol.

11 Gran Prix: The player controlled car symbol.

12 Barnstorming: The airplane symbol.

13 Sky Jinks: The airplane symbol.

14 Enduro: The player controlled car symbol.

15 Pressure Cooker: The "Short-Order Sam" symbol.

16 Stampede (Mattel): The horse and rider symbol.

17 F. Dolphin: The dolphin symbol.

18 Keystone Kapers: The "Officer Kelly" symbol.

19 Decathalon: The hurdeler symbol.

20 Stampede: The horse and rider symbol.

21 Gran Prix: The player controlled car symbol.

22 Barnstorming: The airplane symbol.

23 Sky Jinks: The airplane symbol.

24 Enduro: The player controlled car symbol.

25 Pressure Cooker: The "Short-Order Sam" symbol.

26 Stampede (Mattel): The horse and rider symbol.

1 G. Dolphin, Keystone Kapers, Decathalon, Stampede,
2 Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
3 At least the Activision television game cartridge, the joystick,
4 the peripheral interface adapter, the television interface
5 adapter, and the microprocessor.

6 Stampede (Mattel): The Activision game cartridge
7 and at least portions of the television game console.

8 H. Dolphin: The squid symbol.

9 Keystone Kapers: The beachball symbol.

10 Decathalon: The hurdle symbols.

11 Stampede: The cattle symbols.

12 Gran Prix: The game controlled car and bridge
13 symbols.

14 Barnstorming: The barn, windmill and goose
15 symbols.

16 Sky Jinks: The pylon, tree and balloon symbols.

17 Enduro: The game controlled car symbols.

18 Pressure Cooker: The condiment symbols.

19 Stampede (Mattel): The cattle symbols.

20 I. Dolphin, Keystone Kapers, Decathalon, Stampede,
21 Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
22 At least the Activision television game cartridge, the television
23 interface adapter, and the microprocessor.

1 J. Dolphin: The coincidence between the dolphin
2 symbol and the squid symbol after the dolphin
3 has caught a seagull by which the dolphin
4 catches the squid.

5 Keystone Kapers: The coincidence between the
6 "Officer Kelly" symbol and the beachball
7 symbol.

8 Decathalon: The coincidence between the hurdeler
9 symbol and any of the hurdle symbols.

10 Stampede: The coincidence between the horse and
11 rider symbol and any of the cattle symbols by
12 which the cattle are herded.

13 Gran Prix: The coincidence between the player
14 controlled car symbol and any of the game
15 controlled car symbols or the and bridge
16 symbols.

17 Barnstorming: The coincidence between the airplane
18 symbol and any of the barn, windmill and goose
19 symbols.

20 Sky Jinks: The coincidence between the airplane
21 symbol and any of the pylon, tree and balloon
22 symbols.

23 Enduro: The coincidence between the player
24 controlled car and any of the game controlled
25 car symbols.

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Pressure Cooker: The coincidence between the "Short-Order Sam" symbol and any of the condiment symbols by which "Short-Order Sam" catches or rejects the condiments.

Stampede (Mattel): The coincidence between the horse and rider symbol and any of the cattle symbols during herding.

K. Dolphin, Keystone Kapers, Decathalon, Stampede, Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker: At least the Activision television game cartridge, the microprocessor and perhaps the television interface adapter.

Stampede (Mattel): At least the Activision television game cartridge and portions of the television game console.

L. Dolphin: The motion of the squid symbol following coincidence.

Keystone Kapers: The motion of the beachball symbol following coincidence.

Decathalon: The motion of the hurdle symbol following coincidence.

Stampede: The motion of the cattle symbol following coincidence.

Gran Prix: The motion of the game controlled car symbol following coincidence.

Barnstorming: The motion of the barn, windmill or goose symbol following coincidence.

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Sky Jinks: The motion of the pylon, tree or
balloon symbol following coincidence.

Enduro: The motion of the game controlled car
symbol following coincidence.

Pressure Cooker: The motion of the condiment
symbol following coincidence.

Stampede (Mattel): The motion of the cattle symbol
following coincidence.

M. Dolphin, Keystone Kapers, Decathalon, Stampede,
Gran Prix, Barnstorming, Sky Jinks, Enduro, and Pressure Cooker:
At least the Activision television game cartridge and the
microprocessor.

Stampede (Mattel): At least the Activision
television game cartridge and portions of the television game
console.

INTERROGATORY NO. 191

For each combination, if any, of the television game
products identified in Schedule 1 to the Notice to Take Deposition
dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers",
"Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks",
"Enduro" and "Pressure Cooker") and the consoles identified in
response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF
INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600,
the Sears Tele-Game Video Arcade, and the combination of the
Colecovision game console and the Expansion Module 1) which

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RESPONSE:

Plaintiffs are at this time unable to supply all the information requested in Interrogatory 191. Plaintiffs have not completed their discovery as to the television game cartridges manufactured, used, and/or sold by Activision, and the television game consoles with which those cartridges are used, and are thus unable to fully state what contentions they will make at trial as to the subject matter of this interrogatory. Plaintiffs object this interrogatory as premature.

INTERROGATORY NO. 192

For each combination, if any, of the television game products identified in Schedule 1 to the Notice to Take Deposition dated March 2, 1984 (namely, "Dolphin", "Keystone Kapers", "Decathlon", "Stampede", "Gran Prix", "Barnstorming", "Sky Jinks", "Enduro" and "Pressure Cooker") and the consoles identified in response to INTERROGATORY NO. 50 of DEFENDANT'S FIRST SET OF INTERROGATORIES TO PLAINTIFFS (namely, the Atari VCS Model 2600, the Sears Tele-Game Video Arcade, and the combination of the Colecovision game console and the Expansion Module 1) which plaintiffs contend constitutes an infringement of Claim 62 of the United States Patent Re. 28,507, identify the elements which plaintiffs contend correspond to the following elements of the claim:

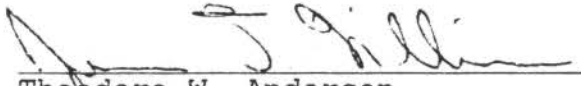
- 1 A. A traveling of the second symbol across the screen
2 from one side of the raster to another in the
3 absence of an occurrence of coincidence between
4 said second symbol and said first or third symbol
5 after coincidence of said second symbol with said
6 third or first symbol;
- 7 B. A first coincidence of said second symbol with said
8 third or first symbol;
- 9 C. A second coincidence between said second symbol an
10 said first or third symbol; and
- 11 D. Means for causing said second symbol to travel
12 across said screen from one side of said raster to
13 another side of said raster in the absence of an
14 occurrence of coincidence between said ssecond
15 symbol and said first or third symbol after
16 coincidence of said second symbol with said third
17 or first symbol.

18
19 RESPONSE:

20 Plaintiffs are at this time unable to supply all the
21 information requested in Interrogatory 192. Plaintiffs have not
22 completed their discovery as to the television game cartridges
23 manufactured, used, and/or sold by Activision, and the television
24 game consoles with which those cartridges are used, and are thus

1 unable to fully state what contentions they will make at trial as
2 to the subject matter of this interrogatory. Plaintiffs object
3 this interrogatory as premature.
4

5 The foregoing objections and contentions are asserted or
6 stated on behalf of plaintiffs by:

7
8 

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James T. Williams
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