

# Exhibit W

**IN THE UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF FLORIDA  
MIAMI DIVISION**

**Case No. 1:13-cv-20824**

ARRIVALSTAR S.A. and MELVINO  
TECHNOLOGIES LIMITED,

Plaintiffs,

vs.

WCAF SHIPMENT MANAGEMENT,

Defendant.

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**DISCLOSURE OF ASSERTED CLAIMS AND INFRINGEMENT CONTENTIONS**

Plaintiffs, ArrivalStar S.A. and Melvino Technologies Limited, by and through their undersigned counsel, hereby provide their Disclosure of Asserted Claims and Infringement Contentions pursuant to the Court's Patent Pretrial Order dated April 18, 2013, and state as follows:

a. Each claim of each patent in suit that is allegedly infringed by each opposing party, including for each claim the applicable statutory subsections of 35 U.S.C. 271 asserted.

- U.S. Patent No. 6,952,645 - Claim 30 - 35 U.S.C. 271 (a), (b) and (c)
- U.S. Patent No. 7,030,781 - Claim 1 - 35 U.S.C. 271 (a), (b) and (c)
- U.S. Patent No. 7,400,970 - Claim 1 - 35 U.S.C. 271(a), (b) and (c)
- U.S. Patent No. 6,904,359 - Claim 21 - 35 U.S.C. 271(a), (b) and (c)

b. Separately for each asserted claim, each accused apparatus, product, device, process, method, act, or other instrumentality ("Accused Instrumentality") of each opposing party of which the party is aware. This identification shall be as specific as possible. Each product,

device, and apparatus shall be identified by name or model number, if known. Each method or process shall be identified by name, if known, or by any product, device, or apparatus which, when used, allegedly results in the practice of the claimed method or process.

- "Shipment Management" which consists of items such as "Tracking Cargoes", "Track and Trace Shipments with Full Details", "Automatic E-Mail Notifications and Alerts", "Customizable Data Fields", "Access to Shipment Information Anywhere and Anytime", and "Search Shipments By Over 50 Different Criteria"
- Discovery has yet to begin so Plaintiffs reserve the right to amend this section as discovery proceeds as further infringement with additional details may be discovered at a later time.

c. A chart identifying specifically where each limitation of each asserted claim is found within each Accused Instrumentality, including for each limitation that such party contends is governed by 35 U.S.C. 112(6), the identity of the structure(s), act(s), or material(s) in the Accused Instrumentality that performs the claimed function.

- See the attached Claim Charts and Appendix to Claim Charts.

d. For each claim which is alleged to have been indirectly infringed, an identification of any direct infringement and a description of the acts of the alleged indirect infringer that contribute to or are inducing that direct infringement. Insofar as alleged direct infringement is based on joint acts of multiple parties, the role of each such party in the direct infringement must be described.

- The direct and indirect infringement in this instance is done by Defendant while the other acts and parties to be disclosed by this section will be

provided as discovery proceeds as no discovery of any kind has yet to begin.

e. Whether each limitation of each asserted claim is alleged to be literally present or present under the doctrine of equivalents in the Accused Instrumentality.

- All claims of infringement are presently made as being literally present; however, discovery has yet to begin and therefore Plaintiffs reserve the right to argue infringement under the doctrine of equivalents as the case proceeds should such arguments be deemed necessary.

f. For any patent that claims priority to an earlier application, the priority date to which each asserted claim allegedly is entitled.

- U.S. Patent No. 6,952,645 - Continuation-in-part of application No. 08/852,119, filed on May 6, 1997, now Pat. No. 6,748,318. Provisional application No. 60/039,925, filed on Mar. 7, 1997.
- U.S. Patent No. 7,030,781 - Continuation of application No. 09/992,817, filed on Nov. 6, 2001, now Pat. No. 6,700,507, which is a continuation of application No. 09/233,795, filed on Jan. 19, 1999, now Pat. No. 6,313,760, which is a continuation of application No. 08/407,319, filed on Mar. 20, 1995, now abandoned, which is a continuation-in-part of application No. 08/063,533, filed on May 18, 1993, now Pat. No. 5,400,020.
- U.S. Patent No. 7,400,970 - Continuation of application No. 10,322,956, filed on Dec. 18, 2002, now Pat. No. 7,089,107, which is a continuation of application No. 09/908,471, filed on Jul. 18, 2001, now Pat. No.

6,714,859, which is a continuation of application No. 09/163,958, filed on Sep. 30, 1998, now Pat. No. 6,278,936, and a continuation-in-part of application No. 08/852,119, filed on May 6, 1997, now Pat. No. 6,748,318, and a continuation-in-part of application No. 08/434,049, filed on May 2, 1995, now Pat. No. 5,623,260, and a continuation-in-part of application No. 08/432,898, filed on May 2, 1995, now Pat. No. 5,657,010, which is a continuation-in-part of application No. 08/407,319, filed on Mar. 20, 1995, now abandoned, said application No. 08/852,119, and a continuation-in-part of application No. 08/432,666, filed on May 2, 1995, now Pat. No. 5,668,543, said application No. 08/434,049 is a continuation-in-part of application No. 08/407,319, filed on Mar. 20, 1995, now abandoned, which is a continuation-in-part of application No. 08/063,533, filed on May 18, 1993, now Pat. No. 5,400,020.

- U.S. Patent No. 6,904,359 - Division of application No. 08/852,119, filed on May 6, 1997, now Pat. No. 6,748,318, which is a continuation-in-part of application No. 08/434,049, filed on May 2, 1995, now Pat. No. 5,623,260, and a continuation-in-part of application No. 08/432,898, filed on May 2, 1995, now Pat. No. 5,657,010, and a continuation-in-part of application No. 08/432,666, filed on May 2, 1995, now Pat. No. 5,668,543, which is a continuation-in-part of application No. 08/407,319, filed on Mar. 20, 1995, now abandoned, which is a continuation-in-part of application No. 08/063,533, filed on May 18, 1993, now Pat. No. 5,400,200.

g. If a party claiming patent infringement wishes to preserve the right to rely, for any purposes, on the assertion that its own apparatus, product, device, process, method, act, or other instrumentality practices the claimed invention, the party shall identify, separately for each asserted claim, each such apparatus, product, device, process, method, act, or other instrumentality that incorporates or reflects that particular claim.

- Plaintiffs are a non-practicing entity.

h. If a party claiming patent infringement alleges willful infringement, the basis for such allegation.

- Plaintiffs have not alleged willful infringement.

Dated: May 1, 2013.

Respectfully submitted,

/s/ William R. McMahon  
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**Counsel for Plaintiffs**

**CERTIFICATE OF SERVICE**

I HEREBY CERTIFY that a true and correct copy of the foregoing has been served upon all counsel of record via CM/ECF on this 1st day of May 2013.

/s/William R. McMahon

**SERVICE LIST**

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