IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

TELCORDIA TECHNOLOGIES, INC., Plaintiff/Counterclaim Defendant, v. LUCENT TECHNOLOGIES, INC., Defendant/Counterclaim Plaintiff.	)	Civil Action No. 04-875-GMS
TELCORDIA TECHNOLOGIES, INC., Plaintiff/Counterclaim Defendant, v. CISCO SYSTEMS, INC., Defendant/Counterclaim Plaintiff.	)	Civil Action No. 04-876-GMS

PLAINTIFF TELCORDIA TECHNOLOGIES, INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT THAT THE '306 PATENT IS NOT INVALID AS ANTICIPATED OR FOR LACK OF ENABLEMENT

For the reasons stated in the accompanying brief, Telcordia respectfully moves, pursuant to Fed. R. Civ. P. 56, for partial summary judgment that Defendants cannot prevail on their invalidity theories of anticipation and lack of enablement with respect to the '306 patent because there is no genuine issue of material fact and Telcordia is entitled to judgment as a matter of law. Defendants' expert admits that eight of the eleven references on which Defendants rely do not anticipate under the Court's claim construction. The remaining three references do not contain all the limitations of the '306 claims in a single reference. As for Defendants' enablement defense, Defendants offered no expert report, no expert testimony, and no testimony from any

other witness to support their defense that the claims are not enabled, and therefore they cannot satisfy their burden of showing invalidity through clear and convincing evidence.

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Dated: October 5, 2006
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CERTIFICATE OF SERVICE

I hereby certify that on the 5th day of October, 2006, the attached **PLAINTIFF TELCORDIA TECHNOLOGIES, INC.'S MOTION FOR PARTIAL SUMMARY JUDGMENT THAT THE '306 PATENT IS NOT INVALID AS ANTICIPATED OR FOR LACK OF ENABLEMENT** was served upon the below-named counsel of record at the address and in the manner indicated:

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