

ORDER: The Court issues a partial ruling on the parties' cross motions for summary judgment [531, 537] as follows. Mentor Graphics's Motion for Summary Judgment 531 is GRANTED as to invalidity of U.S. Patent No. 7,069,526. The patent's claims embrace unpatentable electromagnetic carrier waves. Synopsys's Motion for Summary Judgment 537 is DENIED as to assignor estoppel. Dr. Seawright's relationship to the development of Veloce's allegedly infringing features is insufficient to support a finding of privity with Mentor Graphics. Mentor Graphics's Motion for Summary Judgment 531 is GRANTED as to invalidity of U.S. Patent No. 6,132,109. The patent's claims and specification do not permit a person of ordinary skill in the art to define the claim term "near" with reasonable certainty. Synopsys's Motion for Summary Judgment 537 is GRANTED as to noninfringement of claims 2 and 4 of U.S. Patent No. 6,947,882. Mentor Graphics has not presented sufficient evidence to permit a reasonable inference that Synopsys or any of its customers has configured the FIB in a manner that allows it to route data from the design FPGAs in a module in one ZeBu unit to the design FPGAs in a module in another unit. The direct connections between ZeBu units and the design FPGAs on either end are not separate structures from the pluralities of design FPGAs that they interconnect. The parties should prepare to present oral argument on the remaining issues in the summary judgment motions [531, 537] and Synopsys's Motion To Strike Portions of Mentor's Experts' Reply Reports 533 . Ordered by Judge Michael W. Mosman. Associated Cases: 3:10-cv-00954-MO, 3:12-cv-01500-MO, 3:13-cv-00579-MO (dls) (Entered: 07/25/2014)