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10 Activision, Inc.

11 UNITED STATES COURT OF APPEALS
12 FOR THE FEDERAL CIRCUIT

14 THE MAGNAVOX COMPANY, a corpora-)
15 tion, and SANDERS ASSOCIATES,)
16 INC., a corporation,)

16 Plaintiffs-Appellees,)

17 vs.)

18 ACTIVISION, INC., a corporation,)

19 Defendant-Appellant.)
20

No. 86-852

STATEMENT OF ISSUES
ON APPEAL

Fed. R. App. P. 10(b)

21 Appellant Activision, Inc. sets forth the issues it
22 intends to present on appeal:

23 1. Whether the District Court erred in holding that
24 Activision did not sustain its burden of proving that any of
25 claims 25, 26, 51, 52 or 60-61 of U.S. Patent Re. 28,507 ("the
26 '507 patent") is invalid for obviousness under 35 U.S.C. Section

HOWARD
RICE
NEMEROVSKI
CANADY
ROBERTSON
& FALK
A Professional Corporation

1 103;

2 2. Whether the District Court erred in construing the
3 scope of claim 60 of the '507 patent;

4 3. Whether the District Court erred in construing the
5 scope of claims 25, 26, 51, 52, 60 and 61 of the '507 patent with
6 respect to Activision vide games Fishing Derby and Stampede;

7 4. Whether the District Court erred in finding infringe-
8 ment by Activision of the '507 patent with respect to the claims
9 at issue;

10 5. Whether the District Court erred by misapplying the
11 standards of 35 U.S.C. Section 112 to the "means plus function"
12 claims at issue;

13 6. Whether the District Court erred in its application
14 of the doctrines of equivalents and reverse equivalents to the
15 claims at issue;

16 7. Whether the District Court erred in finding con-
17 tributory infringement in the sale of interchangeable Activision
18 video game cartridges for use with master consoles manufactured
19 and sold by other companies under licenses previously granted by

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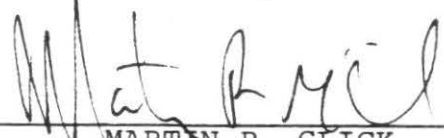
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HOWARD
RICE
NEMEROVSKI
CANADY
ROBERTSON
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1 Plaintiffs.

2 DATED: April 9, 1986.

3 MARTIN R. GLICK*
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9 By 
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* Professional Corporation


1 DECLARATION OF SERVICE

2
3 I declare that I am employed in the County of San
4 Francisco, California. I am over the age of eighteen (18) years
5 and not a party to the within cause. My business address is
6 Three Embarcadero Center, 7th Floor, San Francisco, CA 94111.

7 On April 9, 1986, I served the attached STATEMENT OF
8 ISSUES ON APPEAL (Fed. R. App. P. 10(b)) by placing a true copy
9 thereof enclosed in a sealed envelope with postage thereon fully
10 prepaid and depositing said envelope in a United States Mail Box
11 in San Francisco, California, addressed as follows:

12 Theodore W. Anderson, Esq.
13 Neuman, Williams, Anderson & Olson
14 77 W. Washington Street
Chicago, Illinois 60602

15 I declare under penalty of perjury that the foregoing
16 is true and correct and was executed at San Francisco, California
17 on April 9, 1986.

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19 
20 J. Leahy
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HOWARD
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