United States District Court,
D. New Jersey.

LINE ROTHMAN,
Plaintiff.
v.
TARGET CORP., et al,
Defendants.

Civ. No. 05-4829(GEB)

March 6, 2007.

Arnold Malcolm Mellk, Wills, O'Neill & Mellk, Princeton, NJ, for Plaintiff.

Kevin Richard Gardner, Connell, Foley LLP, Roseland, NJ, Christopher Eugene Torkelson, Sterns & Weinroth, PC, Trenton, NJ, Robert J. Schoenberg, Riker, Danzig, Scherer, Hyland & Perretti, LLP, Morristown, NJ, Kelly D. Eckel, Sandra A. Jeskie, Duane Morris, LLP, Philadelphia, PA, Timothy X. Gibson, Kaplan, Gilman, Gibson & Dernier, LLP, Woodbridge, NJ, for Defendants.

MARKMAN ORDER

GARRETT E. BROWN, JR.**, D.J.**

This matter having come before the Court upon motions to construe certain disputed claim terms in the patents-in-suit; and having reviewed the parties' submissions and having considered the parties' arguments set forth at the *Markman* hearing which was held on January 22, 2007; and for the reasons expressed in the Memorandum Opinion accompanying this Order; and for good cause shown;

IT IS this 5th day of March, 2007;

ORDERED that the disputed claim terms have the following meanings:

1. In claims 1 and 5, "*soft cup frame* " means "any structure that 'frames' the nursing mother's breast leaving an opening in the frame through which the baby may access the nipple. The soft cup frame is held in place via the shoulder strap and the elastic chest band."

2. In claim 12, " *nursing breast cup* " means "any structure that covers all or part of the nursing mother's breast and has some provision for accessing the nipple for nursing. The nursing breast cup is held in place via that shoulder strap and the elastic chest band."

3. In claim 19, " *soft cup frame* " means "a type of nursing breast cup. A nursing breast cup is any structure that covers all or part of the nursing mother's breast and has some provision for accessing the nipple for

nursing. A soft cup frame is a specific type of nursing breast cup in which there is a structure that 'frames' the nursing mother's breast leaving an opening through which the baby may access the nipple."

4. In claims 4, 9 and 16, " *a continuous piece of fabric* " means "the back piece and the nursing flap are sewn together to form a continuous piece of fabric."

5. In claims 5 and 12, " *coupled to* " means "either a direct or indirect connection between the back region of the shoulder strap and the back section of the elastic chest band, at the back half of the garment."

6. In claims 1, 5 and 12, " *fabric body* " means "one or more pieces of fabric joined together."

D.N.J.,2007.
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