

United States District Court,  
W.D. Missouri, Southern Division.

**HAWKER ENERGY PRODUCTS LIMITED,**  
Plaintiff.

v.

**NORTHSTAR BATTERY CO., LLC, et al,**  
Defendants.

Civil Action No. 03-3332-CV-S-JTM

**Feb. 15, 2005.**

Anne E. Naffziger, Charles H. Mottier Claudia W. Stangle, Pamela J. Ruschau, Leydig, Voit & Mayer, Ltd., Chicago, IL, Randy P. Scheer, Richard E. Walters, Husch Blackwell Sanders, LLP, Springfield, MO, for Plaintiff.

Alan H. Norman, Jacob S. Wharton, John M. Howell, Thompson Coburn, LLP, St. Louis, MO, Lincoln J. Knauer, Husch Blackwell Sanders, LLC, Springfield, MO, for Defendants.

***ORDER***

**JOHN T. MAUGHMER, United States Chief Magistrate Judge.**

In accordance with the indication of the Court at the *Markman* hearing held on Friday, February 11, 2005, it is

**ORDERED** that the following constructions shall apply to the contended claim terms in this matter:

"**compressible seal**"-a seal that is capable of being compressed in order to inhibit leakage;

"**compressibly located**"-disposed in a compressed condition;

"**contained/containing**"-have within;

"**settable material**"-a flowable material which inhibits leakage upon becoming a solid;

"**compressed by a predetermined amount**"-compressed to an amount determined in advance;

"**covering**"-the cylindrical part of the cap is paced over and around the top of the retaining means; and

"**contact/contacting**"-the direct touching of two surfaces.

**IT IS SO ORDERED.**

W.D.Mo.,2005.

Hawker Energy Products Ltd. v. Northstar Battery Co., LLC

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