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Paper 37 (IPR2014-00356)
Paper 31 (IPR2014-00366)
Paper 31 (IPR2014-00406)
Paper 28 (IPR2014-00420)
Paper 29 (IPR2014-00421)
Entered: December 5, 2014

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QUALTRICS, LLC,
Petitioner

v.

OPINIONLAB, INC.,
Patent Owner

Cases¹

IPR2014-00356 (Patent 6,606,581 B1)
IPR2014-00366 (Patent 8,041,505 B2)
IPR2014-00406 (Patent 7,085,820 B1)
IPR2014-00420 (Patent 7,370,285 B1)
IPR2014-00421 (Patent 8,024, 668 B2)
Patent 5,602,524

Before RAMA G. ELLURU, JEREMY M. PLENZLER, GEORGIANNA
W. BRADEN, and CARL M. DEFRANCO, Administrative Patent Judges.

ELLURU, *Administrative Patent Judge*.

ORDER

Conduct of Proceedings (37 C.F.R. § 42.5)

¹ This Order applies to each of the five listed cases. We exercise our discretion to issue one Order to be docketed in each case. The parties, however, are not authorized to use this caption for any subsequent papers.

IPR2014-00356 (Patent 6,606,581 B1)
IPR2014-00366 (Patent 8,041,805 B2)
IPR2014-00406 (Patent 7,085,820 B1)
IPR2014-00420 (Patent 7,370,285 B1)
IPR2014-00421 (Patent 8,024,668 B2)

A teleconference call was held on Thursday, December 4, 2014, among Robert Steinberg, representing Petitioner; Naveen Modi, representing Patent Owner; and Judges Elluru, Plenzler, Braden, and DeFranco.

The parties requested the call because Petitioner wants to videotape the deposition of Patent Owner's witness, Dr. Shamos. Patent Owner objects. We have the authority to authorize video-recorded testimony pursuant to 37 C.F.R. § 42.53(a). Petitioner's proffered justification for videotaping the deposition testimony of Dr. Shamos is that video-recorded testimony will be better understood by the panel. While Patent Owner stated that, based on e-mail correspondence, its understanding was that the parties had agreed to not videotape depositions, Patent Owner could not point to any written agreement between the parties expressly stating that videotaped depositions were not permissible.

Accordingly, we authorized video-recorded deposition testimony of Patent Owner's witness, Dr. Shamos. We also relayed to the parties that pursuant to Rule 42.53(a), the parties may not submit video-recorded testimony without prior authorization.

It is

ORDERED that Petitioner is authorized to videotape the deposition testimony of Patent Owner's witness, Dr. Shamos.

IPR2014-00356 (Patent 6,606,581 B1)
IPR2014-00366 (Patent 8,041,805 B2)
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IPR2014-00420 (Patent 7,370,285 B1)
IPR2014-00421 (Patent 8,024,668 B2)

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