

RECORD OF ORAL HEARING
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CANON, INC.,
Petitioner,

v.

INTELLECTUAL VENTURE I LLC,
Patent Owner.

Case IPR2014-00535 (Patent 7,315,406)
Case IPR2014-00757 (Patent 8,300,285)

Oral Hearing Held on Wednesday, June 24, 2015

Before: THOMAS L. GIANNETTI, JAMES A. TARTAL, and
PATRICK M. BOUCHER (via video link), *Administrative Patent Judges*.

The above-entitled matter came on for hearing on Wednesday, June 24, 2015, at 2:00 p.m., in Hearing Room A, taken at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

Case IPR2014-00535 (Patent 7,315,406)

Case IPR2014-00757 (Patent 8,300,285)

APPEARANCES:

ON BEHALF OF THE PETITIONER:

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Director, Post Grant Proceedings
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1 P R O C E E D I N G S

2 (2:00 p.m.)

3 JUDGE GIANNETTI: Please be seated. So good
4 afternoon, everyone. This is the final hearing in two IPRs.
5 IPR2014-00535 and IPR2014-00757. Canon, Inc. versus
6 Intellectual Ventures I LLC, Patent Owner.

7 Let me introduce the Panel. I am Judge Giannetti.
8 I will be presiding. To my right is Judge Tartal. And on the
9 screen to my left is Judge Boucher, participating remotely
10 from our Denver facility.

11 May I have appearances from counsel. Let's start
12 first with Petitioner. Who is appearing today for the
13 Petitioner?

14 MR. OLIVER: Your Honor, for Petitioner, Justin
15 Oliver from Fitzpatrick, Cella. Also with me is Sean Walsh,
16 also of Fitzpatrick, Cella. Both on behalf of Petitioner,
17 Canon.

18 JUDGE GIANNETTI: Okay. And who will be
19 making the presentation for Petitioner?

20 MR. OLIVER: I will, Your Honor.

21 JUDGE GIANNETTI: All right. Mr. Oliver, thank
22 you. And who is appearing for the Patent Owner?

23 MR. KING: Good afternoon, Your Honor. My
24 name is John King. I'm lead counsel for the Patent Owner, and

1 I will be presenting. At counsel table with me is backup
2 counsel Bridget Smith.

3 JUDGE GIANNETTI: Okay. Mr. King, I will ask
4 you to keep your voice up. I am having some trouble hearing
5 you and I want to make sure the court reporter can get
6 everything that you are saying.

7 So a few preliminary instructions. Each side has
8 one hour to present argument. You may divide argument as
9 you wish. Petitioner gets rebuttal, can reserve time for
10 rebuttal. You can either do that now or you can do that at the
11 end of your presentation.

12 Let me say a word about demonstratives. We
13 received demonstratives from both sides and we have reviewed
14 them. In view of the nature of the demonstratives and the
15 objections, the Panel has decided that they will not be entered
16 in the record unless authorized by the Board.

17 However, you may use them as aids to argument.
18 But I want to caution you that the record of the hearing is
19 going to be the transcript and not the demonstratives. So if
20 you want something in the record, please place it on the
21 transcript and don't rely on the demonstratives.

22 There was one objection that I do want to address,
23 which was the objection, I believe it was the Petitioner's
24 objection to the Proxyconn decision.

1 And the objection is overruled. Either side is
2 permitted to refer to or discuss that decision during the course
3 of the hearing. Other than that, the remaining objections to
4 the demonstratives will be under submission, but we are not
5 going to rule on them at this time.

6 All right. I believe we are ready to proceed. Does
7 either side have any questions? Petitioner, any questions?

8 MR. OLIVER: No, Your Honor.

9 JUDGE GIANNETTI: Patent Owner?

10 MR. KING: No, Your Honor.

11 JUDGE GIANNETTI: All right. I think we are
12 ready to proceed. I will set the timer here and then,
13 Mr. Oliver, you may proceed. Just give me a second.

14 JUDGE BOUCHER: Actually, I just want to verify
15 that you can hear me all right. And I want to ask the parties if
16 they can make sure to refer to the slide number that they are
17 on because I will be following along on the screen and I can't
18 see the display in the hearing room there.

19 JUDGE GIANNETTI: Yes, just give me a second.
20 I should have mentioned that. When you do refer to
21 demonstratives, please call out the slide number for the benefit
22 of the Panel, and particularly for Judge Boucher. Just give me
23 a second here. I think we'll just use the clock.

24 All right. Mr. Oliver, do you want to reserve time
25 now or later?

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