

RECORD OF ORAL HEARING
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PARROT S.A. and PARROT, INC.,

Petitioner,

v.

DRONE TECHNOLOGIES, INC.,

Patent Owner.

Case IPR2014-00730 (Patent 7,584,071)

Case IPR2014-00732 (Patent 8,106,748)

Oral Hearing Held on Wednesday, July 1, 2015

Before: HOWARD B. BLANKENSHIP, MATTHEW R.
CLEMENTS (via video link), and CHRISTOPHER M. KAISER,
Administrative Patent Judges.

The above-entitled matter came on for hearing on Wednesday, July 1,
2015, at 2:00 p.m., in Hearing Room B, taken at the U.S. Patent and
Trademark Office, 600 Dulany Street, Alexandria, Virginia.

Case IPR2014-00730 (Patent 7,584,071)

Case IPR2014-00732 (Patent 8,106,748)

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P R O C E E D I N G S

(2:00 p.m.)

JUDGE BLANKENSHIP: Good afternoon. Please be seated. This is the hearing for IPR2014-00730 and 732, Parrot S.A. versus Drone Technologies.

Who do we have here for Petitioner?

MR. HOPENFELD: Good afternoon, members of the Board. This is James Hopenfeld of Osha Liang. With me is Tammy Terry, also of Osha Liang. Not on the papers but also with me is Mr. Jeffery Langer of Osha Liang here in Alexandria.

JUDGE BLANKENSHIP: All right. Can Judge Clements hear?

JUDGE CLEMENTS: Yes, I can. Thank you.

JUDGE BLANKENSHIP: All right. And who do we have for Patent Owner?

MR. TABACHNICK: Good afternoon. I'm Gene Tabachnick from Beck & Thomas on behalf of Patent Owner. And I have with me backup counsel, Jim Dilmore.

JUDGE BLANKENSHIP: All right. Thank you.

From Patent Owner we have in each case a motion to exclude that is pending.

MR. TABACHNICK: Correct.

JUDGE BLANKENSHIP: Are you going to be presenting arguments on that motion today?

1 MR. TABACHNICK: I believe so, Your Honor.

2 JUDGE BLANKENSHIP: Okay. Petitioner will
3 proceed first, and whenever you are ready. You have 60
4 minutes. You can reserve time for rebuttal and you can also
5 reserve time for rebuttal to the motion that he will be arguing.

6 MR. HOPENFELD: Thank you, Your Honor. I
7 would like to reserve 20 minutes of time for rebuttal on the
8 merits of the petitions themselves.

9 I don't know what the time limits are for the
10 motion, but to the extent that there are time limits to the
11 motion I will reserve, if I can reserve additional time for that,
12 I would as well.

13 JUDGE BLANKENSHIP: Well, you have 60
14 minutes total.

15 MR. HOPENFELD: Okay. I will reserve 20, a
16 minimum of 20. And if I don't finish, hopefully I won't need
17 the whole 40 minutes of the rest.

18 JUDGE BLANKENSHIP: Neither party needs to
19 take the entire 60 minutes.

20 MR. HOPENFELD: Okay. Thank you. This is a
21 case where I think the Board will find that the issues have
22 been briefed pretty well on the papers. And we would submit
23 to you that you would be well served to resolve all of the
24 issues on the papers.

1 And my primary purpose in coming here today,
2 quite frankly, is to make sure that I'm available to you to
3 answer any questions if any members of the Board has
4 questions about the merits of the petition.

5 In the absence of questions, what I'm happy to do
6 if it will be helpful for the Board is to walk through the
7 arguments very briefly and just provide an overall summary
8 and just a high-level view of the arguments, if the Board
9 would find that helpful.

10 JUDGE BLANKENSHIP: All right.

11 MR. HOPENFELD: Okay. I think to make things
12 a little bit easier here, what I'm going to do is I'm going to
13 start with the '748 patent, which is the IPR2014-00732
14 petition. And just for the record since we're dealing with two
15 petitions here, I think, I hope it's okay if we can use this
16 transcript for both petitions.

17 I don't know if there is something that I have to
18 say to preserve our right to do that just to make it
19 administratively easier. Is that acceptable?

20 JUDGE BLANKENSHIP: I think we're planning to
21 have one transcript for both, filed in both, each file.

22 MR. HOPENFELD: Okay. So let's turn to the '748
23 patent. If you look at the Patent Owner's arguments there are
24 really only two arguments, and essentially they have already
25 been addressed by the Board.

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