UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TV MANAGEMENT, INC., D/B/A GPS NORTH AMERICA, Petitioner,

VS.

PERDIEMCO, LLC, Patent Owner.

Case IPR2016-01061 (Patent 8,223,012) Case IPR2016-01064 (Patent 9,003,499) Case IPR2016-01278 (Patent 9,071,931)

> Record of Oral Hearing Held: September 12, 2017

> > _____

Before WILLIAM V. SAINDON, CARL M. DEFRANCO, and AMBER L. HAGY, *Administrative Patent Judges*.



Case IPR2016-01061 (Patent 8,223,012) Case IPR2016-01064 (Patent 9,003,499) Case IPR2016-01278 (Patent 9,071,931)

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The above-entitled matter came on for hearing on Tuesday, September 12, 2017, commencing at 9:29 a.m., at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.



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1	PROCEEDINGS
2	JUDGE SAINDON: Please be seated. Good
3	morning. I'm Judge Saindon. With me here today
4	are Judges DeFranco and joining us via video
5	link in a moment will be Judge Hagy from our Dallas
6	office.
7	This is an oral hearing for IPR2016-01061,
8	64, and 01278. We have scheduled for today 75
9	minutes for both parties to use between the cases
10	as they see fit. Petitioner, you'll be able to
11	reserve some time for rebuttal. So if you'd like
12	to let me know in advance, then I'll put your clock
13	with the time that you've kept for your main
14	argument and we can reserve the rest of the time.
15	Before you get started, we'll do our brief
16	introductions with the parties. We'll start with
17	patent owner.
18	MR. WHITEHURST: Good morning, Your Honors.
19	Alan Whitehurst from Quinn Emanuel on behalf of the
20	patent owner, PerDiem. And with me today is my
21	colleague, Ms. Marissa Ducca. And also with me is
22	in-house counsel for PerDiem, Mr. Robert Babayi.



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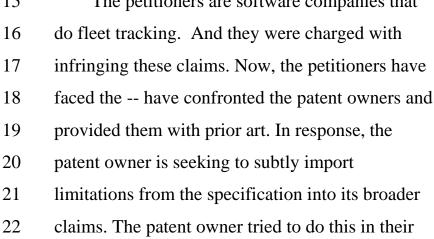
1 JUDGE SAINDON: Good morning. Petitioner? 2 MR. GANTI: Good morning, Your Honors. For 3 the petitioner, Vivek Ganti. And with me as 4 back-up counsel is Steve Hill with the firm of 5 Hill, Kertscher & Wharton. 6 JUDGE SAINDON: Good morning. All right. Petitioner, you may approach the podium and set up 7 and begin when ready. Let me know if you'd like to 8 9 reserve some time for rebuttal. 10 MR. GANTI: If I may, I would like to 11 reserve 30 minutes for rebuttal. 12 JUDGE SAINDON: Also, one preliminary thing 13 before you get started. We saw the objections from 14 petitioner on the slides. Is that correct? 15 MR. GANTI: Yes. That is correct, Your 16 Honor. 17 JUDGE SAINDON: And there were none from patent owner? 18 19 MS. DUCCA: That's correct, Your Honor. 20 JUDGE SAINDON: Okay. Given the nature of the objections directed to whether something was 21

raised in a brief, we will only rely on stuff that



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Case IPR2016-01061 (Patent 8,223,012) Case IPR2016-01064 (Patent 9,003,499) Case IPR2016-01278 (Patent 9,071,931) 1 is in the brief, so there's no need to rule on 2 those objections. Patent owner, you may present 3 your slides. 4 MR. WHITEHURST: Thank you. 5 MR. GANTI: Okay. Good morning, Your 6 Honors. As I introduced myself before, my name is 7 Vivek Ganti. I'm counsel for the petitioners. 8 The patents at issue in these three 9 proceedings relate to a series of continuation applications that claim priority to an original 10 11 patent application filed back in December 2005. As 12 stated in the petitions, the claims at issue use 13 broad and over-generalized claim language to claim 14 the claimed embodiments of these patents. 15 The petitioners are software companies that





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