

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IEE SENSING, INC.,
Petitioner,

v.

DELPHI TECHNOLOGIES, INC.,
Patent Owner.

Case IPR 2018-00179
Patent 8,500,194 B2

Record of Oral Hearing
Held: February 12, 2019

Before HYUN J. JUNG, CARL M. DEFRANCO, and
JAMES J. MAYBERRY, *Administrative Patent Judges.*

Case IPR2018-00179

Patent 8,500,194 B2

APPEARANCES:

ON BEHALF OF THE PETITIONER:

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ON BEHALF OF THE PATENT OWNER:

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The above-entitled matter came on for hearing on Tuesday,
February 12, 2019, commencing at 10:00 a.m. at the U.S. Patent and
Trademark Office, 600 Dulany Street, Alexandria, Virginia.

PROCEEDINGS

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Proceedings begin at 10:02 a.m.

JUDGE JUNG: All right, this is the oral hearing for Case IPR2018-00179, between Petitioner IEE Sensing and Patent Owner Delphi Technologies. Petitioner challenges Claims 1 through 8 of U.S. Patent Number 8,500,194.

We'll start with Counsel for Petitioner and followed by Counsel for Patent Owner. Please state your names for the record.

MR. ANGILERI: Your Honor, my name is Frank Angileri and with me is Andrew Turner. And we will both be arguing.

JUDGE JUNG: Okay, thank you, Mr. Angileri.

MR. MUDD: Your Honor, Jason Mudd and Mark Lang for Patent Owner, Delphi Technologies, Limited. And I will be arguing.

JUDGE JUNG: Thank you, Mr. Mudd.

MR. MUDD: Thank you, Your Honor.

JUDGE JUNG: As stated in the trial hearing order, each party has 60 minutes of total argument time to present its argument. The Petitioner will proceed first followed by Patent Owner.

To ensure that the transcript is clear, please refer to your demonstratives by slide number. And if you believe one party is arguing something improper, please raise that issue at the end of the presentation rather than interrupting the other side's presentation.

With all that said, Mr. Angileri, you may proceed when you're ready.

1 MR. ANGILERI: Thank you, Your Honor. And would you
2 like us to reserve a specific time now or --

3 JUDGE JUNG: Yes. Do you have a time in mind for --

4 MR. ANGILERI: I think 20 minutes.

5 JUDGE JUNG: Twenty minutes.

6 MR. ANGILERI: For rebuttal. Oh, and, Your Honor, would
7 you like a hard copy of our presentation?

8 JUDGE JUNG: Oh, thank you, but I have an electronic copy
9 that I'll be using.

10 MR. ANGILERI: Okay.

11 JUDGE JUNG: Okay, before you get started with your main
12 presentation --

13 MR. ANGILERI: Yes.

14 JUDGE JUNG: -- I just want to verify, you have no objections
15 to the Patent Owner's demonstratives?

16 MR. ANGILERI: Correct, Your Honor.

17 JUDGE JUNG: Okay. And then also I wanted to touch on the
18 level of ordinary skill. I don't think you're going to touch on it during
19 your presentation, but do you agree with Patent Owner's level of
20 ordinary skill regarding the specific additional experience required?

21 That was one point of difference between your definition of
22 ordinary skill and Patent Owner's level of ordinary skill.

23 MR. ANGILERI: May I confer with my colleague?

24 JUDGE JUNG: Yes.

1 MR. ANGILERI: Actually, is it all right if Mr. Turner asks a
2 question?

3 JUDGE JUNG: Oh, yes. Go ahead, Mr. Turner.

4 MR. TURNER: Your Honor, we disagree with some of their
5 specific, their view of the person of ordinary skill in the art that
6 requires specific automotive experience.

7 JUDGE JUNG: All right. And then the one last question, if we
8 did accept Patent Owner's definition of the level of ordinary skill,
9 would that impact your arguments in any significant way?

10 MR. TURNER: No, it wouldn't.

11 JUDGE JUNG: Okay. And then I'd like to turn to the claims
12 for a moment before we start the presentation.

13 MR. ANGILERI: Sure.

14 JUDGE JUNG: Do you have a copy of the claims in front of
15 you?

16 MR. ANGILERI: I do. It's actually, can I put up Slide 2?

17 JUDGE JUNG: All right.

18 MR. ANGILERI: And that's at least Claim 1 anyway.

19 JUDGE JUNG: Okay.

20 MR. ANGILERI: I don't know if that covers the points you
21 wanted to make.

22 JUDGE JUNG: There was a, for example, in the Claim 1, and
23 Claim 8 specifically.

24 MR. ANGILERI: Claim 8?

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