

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SQUARE, INC.,
Petitioner,

v.

4361423 CANADA INC.,
Patent Owner.

IPR2019-01649 (Patent 9,016,566 B2)
IPR2019-01650 (Patent 9,311,637 B2)

Record of Oral Hearing
Held Virtually: January 28, 2021

BEFORE: JAMESON LEE, ROBERT J. WEINSCHENK, and
KEVIN C. TROCK, Administrative Patent Judges.

IPR2019-01649 (Patent 9,016,566 B2)
IPR2019-01650 (Patent 9,311,637 B2)

A P P E A R A N C E S

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The above-entitled matter came on for hearing on Thursday,
January 28, 2021, commencing at 3:02 p.m. EST, by video/by telephone.

IPR2019-01649 (Patent 9,016,566 B2)

IPR2019-01650 (Patent 9,311,637 B2)

1 (Proceedings begin at 3:02 p.m.)

2 JUDGE WEINSCHENK: Good afternoon, everyone.

3 This is an oral hearing for IPR 2019-01649 and

4 01650. Square Inc. v. 4361423 Canada Inc.

5 I'm Judge Weinschenk. With me are Judge Lee and

6 Judge Trock.

7 Let's start with some appearances. Who do we have

8 for petitioner today?

9 MR. TENNANT: David Tennant with White & Case.

10 Along with me is Dr. Grace Wang, also from White & Case.

11 JUDGE WEINSCHENK: All right. Thank you,

12 Mr. Tennant.

13 And who do we have on the line for patent owner

14 today?

15 MR. JACKSON: (Inaudible).

16 JUDGE WEINSCHENK: I'm sorry. Could you repeat

17 that? We're having a little trouble hearing you on this end.

18 MR. JACKSON: Oh, yes. Sorry. It's (inaudible)

19 choppy on my end. (Inaudible)

20 (IT helps Mr. Jackson establish a better connection)

21 JUDGE WEINSCHENK: I can hear you now, Mr. Jackson.

22 Can you hear us?

23 MR. JACKSON: Sorry about that. Yes, I can. Thank

24 you. My apologies.

25 JUDGE WEINSCHENK: No problem.

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1 All right. Just so that we have the record here
2 clear, can you introduce yourself again for patent owner?

3 MR. JACKSON: Yes. This is Jason Jackson from the
4 firm of Kutak Rock representing patent owner today.

5 JUDGE WEINSCHENK: All right. Thank you,
6 Mr. Jackson.

7 We appreciate everyone's flexibility in conducting
8 this hearing by video today. We know that takes some
9 logistical effort on your part, and we do appreciate those
10 efforts.

11 As always, our main concern is to make sure that
12 everyone has a fair opportunity to be heard, so if at any
13 time during the hearing you have any technical difficulties,
14 whether audio or video, that you think are impairing your
15 ability to represent your client, please let us know
16 immediately. You can tell the judges, or more importantly,
17 you should contact whoever sent you the connection
18 information for the hearing today and let them know that
19 you're having some trouble, and we'll get that sorted out
20 for you.

21 When you're speaking, please try to reintroduce
22 yourself each time. That helps the court reporter keep the
23 record clear.

24 And also, when you're not speaking, please try to
25 mute yourself, as well. That really reduces background

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1 noise for all of us, as well as the court reporter.

2 We do have everything that's in the record,
3 including the demonstratives, but it's extremely helpful to
4 us and for the transcript if you refer to specific page
5 and/or slide numbers when presenting your argument.

6 There is a public line today. I don't believe
7 there's any confidential information at issue in this case,
8 but please remember that anything you say today could be
9 heard by the public.

10 As you know from our order, each side will have 60
11 minutes to present their argument for both cases. I will do
12 my best to give you a reminder when you're getting close to
13 the end.

14 And when you start, please let us know how much time
15 you'd like to reserve for your rebuttal.

16 And lastly, I'll ask that when we end the argument,
17 please stay on the line to see if the court reporter has any
18 questions. I'll remind you of that at the end, but just
19 keep that in mind.

20 So with that, are there any questions before we get
21 started for petitioner, Mr. Tennant?

22 MR. TENNANT: No, sir.

23 JUDGE WEINSCHENK: Okay. Any questions from patent
24 owner, Mr. Jackson?

25 MR. JACKSON: No, Your Honor.

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