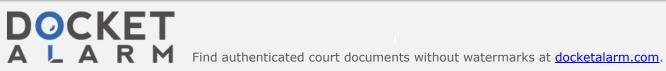
1	UNITED STATES PATENT AND TRADEMARK OFFICE
2	BEFORE THE PATENT TRIAL AND APPEAL BOARD
3	
4	JUNIPER NETWORKS, INC.
5	Petitioner,
6	v.
7	IMPLICIT, LLC
8	Patent Owner.
9	
10	Case No. IPR2020-00585
	U.S. Patent 8,694,683
11	
12	
13	
14	TELEPHONIC HEARING
15	BEFORE THE PATENT TRIAL AND APPEALS BOARD
16	Thursday, May 21, 2020
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21	
22	
23	
24	REPORTED BY: LYNNE M. LEDANOIS, C.S.R. 6811
25	Job No. 4120982
	Page 1
	i age i



1	REMOTE APPEARANCES
2	
3	Patent Trial and Appeals Board Judges
4	
5	For the Petitioner:
6	IRELL & MANELLA LLP
7	BY: JONATHAN M. LINDSAY
8	BY: DAVID McPHIE
9	Attorneys at Law
10	840 Newport Center Drive
11	Suite 400
12	Newport Beach, California 92660
13	(949) 760-0991
14	jlindsay@irell.com
15	dmcphie@irell.com
16	
17	For the Patent Owner:
18	THE DAVIS FIRM, PC
L 9	BY: CHRISTIAN J. HURT
2 0	Attorneys at Law
21	213 North Fredonia Street
2 2	Suite 230
2 3	Longview, Texas 75601
2 4	(903) 230-9090
2 5	churt@davisfirm.com
	Page 2



1	Thursday, May 21, 2020
2	8:02 a.m.
3	
4	PTAB JUDGE: We are here today
5	regarding IPR 2020-585, 586, 587, 590, 591 08:00
6	and 592.
7	The parties are Petitioner Juniper
8	Networks, Incorporated and Patent Owner
9	Implicit, LLC.
10	Judges Gianetti, McShane and Kahn are 08:00
11	also on the line with me.
12	Who's representing petitioner today?
13	MR. LINDSAY: This is Jonathan Lindsay
14	for petitioner.
15	MR. McPHIE: And I'm on the call as 08:01
16	well, David McPhie for petitioner.
17	PTAB JUDGE: And for patent owner?
18	MR. HURT: Yes, Your Honor. This is
19	Christian Hurt from the Davis Firm here on
20	behalf of Implicit, LLC. 08:01
21	PTAB JUDGE: Do we have a court
22	reporter on the line?
23	THE REPORTER: Good morning. We do.
24	This is Lynne Ledanois.
25	PTAB JUDGE: Who arranged for the 08:01
	Page 3



1	court reporter?	08:01
2	MR. LINDSAY: That would be	
3	petitioner, Your Honor.	
4	PTAB JUDGE: Will petitioner file a	
5	transcript of the call as an exhibit?	08:01
6	MR. LINDSAY: Yes, of course.	
7	PTAB JUDGE: Thank you.	
8	So, starting the call today,	
9	petitioner sent an email requesting leave to	
10	file a reply, nowhere in the seven pages, to	08:02
11	patent owner's preliminary response.	
12	The subject matter is limited to the	
13	rebuttal of patent owner's 325(b) argument.	
14	The email indicated that patent owner	
15	opposes petitioner's request.	08:02
16	Let's start with the petitioner. Is	
17	the summary I just gave of your request	
18	correct?	
19	MR. LINDSAY: Yes, Your Honor, that's	
20	correct.	08:02
21	PTAB JUDGE: Is the petitioner opposed	
22	to patent owner having a sur-reply that's	
23	the same length as the petitioner's reply?	
24	MR. LINDSAY: We are. We're not	
25	opposed to a sur-reply, but we think it	08:02
	Pa	age 4



1	should be materially shorter. And I can	08:02
2	tell you a reason if you would like.	
3	PTAB JUDGE: Yes. We have the record,	
4	just to let you know, so we're familiar with	
5	the record. So maybe that will save you	08:03
6	some time.	
7	MR. LINDSAY: Okay. One of the	
8	reasons why we think there's cause to file a	
9	reply is the Advanced Bionics' decision	
10	being made precedential.	08:03
11	And in that case, which is, for the	
12	record, IPR 2019-01469, Paper 6, that was	
13	made	
14	PTAB JUDGE: Just to assist, yes, we	
15	are familiar with the case and the record,	08:03
16	so if that's helpful.	
17	MR. LINDSAY: Yes, of course.	
18	So the decision was made precedential	
19	more than two months before patent owner	
20	filed its preliminary response.	08:03
21	So they had an opportunity to address	
22	it, but chose not to for whatever reason,	
23	where, of course, it was made precedential	
24	after the petitions were filed.	
25	A second reason is that they addressed	08:04
	Po	age 5



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