Page 273

UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD

ADDIE INC

APPLE INC.,

) IPR NO. 2020-1520

Petitioner, ) US PATENT NO: 10,258,265

-against- ) IPR NO. 2020-1537

)

) US PATENT NO: 10,588,553

MASIMO CORPORATION,

) IPR NO. 2020-1539

Patent Owner. ) US PATENT NO: 10,588,554

VIDEO-RECORDED DEPOSITION OF

THOMAS WILLIAM KENNY, JR. PH.D.

VOLUME 2

Zoom Recorded Videoconference

04/23/2021

9:02 a.m. (PDT)

REPORTED BY: AMANDA GORRONO, CLR

CLR NO. 052005-01

DIGITAL EVIDENCE GROUP

1730 M Street, NW, Suite 812

Washington, D.C. 20036

(202) 232-0646

MASIMO 2007 Apple v. Masimo IPR2020-01521



```
Page 274
                                            04/23/2021
 1
 2
                                            9:02 a.m. (PDT)
 3
           VIDEO-RECORDED DEPOSITION OF THOMAS WILLIAM
 4
     KENNY, JR. Ph.D., VOLUME 2, held virtually via Zoom
 5
     Videoconferencing, before Amanda Gorrono, Certified
 6
 7
     Live Note Reporter, and Notary Public of the State of
     New York.
 8
 9
10
11
12
13
14
15
16
17
18
19
20
21
22
```



Page 275 APPEARANCES 1 2 (Via Zoom Videoconferencing): 3 ON BEHALF OF PETITIONER APPLE: Dan Smith, Esquire 4 Fish & Richardson 1717 Main Street 5 Suite 5000 Dallas, Texas 75201 PHONE: 214-292-4071 6 E-MAIL: Dsmith@fr.com 7 -AND-Andrew B. Patrick, Esquire 8 Fish & Richardson 9 1000 Maine Avenue SW Washington, D.C. 20024 PHONE: 202-626-7735 10 E-MAIL: Patrick@fr.com 11 -AND-12 Hyun Jin In, Ph.D., Esquire Fish & Richardson 13 1000 Maine Avenue SW Washington, D.C. 20024 PHONE: 202-626-7765 14 E-MAIL: In@fr.com 15 16 17 18 19 20 21 22



```
Page 276
    APPEARANCES
 1
                                                 (CONT.D)
 2
  (Via Zoom Videoconferencing):
 3
     ON BEHALF OF PATENT OWNER MASIMO:
           Stephen W. Larson, Esquire
           Knobbe Martens
 4
           2040 Main Street
           Irvine, CA 92614
 5
           PHONE: 949-721-5301
 6
           E-MAIL: Stephen.larson@knobbe.com
           -AND-
 7
           Jeremiah S. Helm, Ph.D., Esquire
           Knobbe Martens
 8
           1717 Pennsylvania Avenue N.W.
           Washington, DC 20006
 9
           PHONE: 202-640-6400
           E-MAIL: Jeremiah.helm@knobbe.com
10
           -AND-
           Jacob Peterson, Esquire
11
           Knobbe Martens
           925 4th Ave #2500
12
           Seattle, WA 98104
           PHONE: 206-405-2000
13
           E-MAIL: Jacob.peterson@knobbe.com
14
15
    ALSO PRESENT:
    Billy Fahnert, Legal Video Specialist/Trial Tech,
16
17
     Digital Evidence Group
18
19
20
2.1
2.2
```



	Page 277
1	I N D E X
2	
3	WITNESS: EXAMINATION
4	THOMAS WILLIAM KENNY, JR. Ph.D.
5	CONTINUED EXAMINATION 278
6	BY: MR. LARSON
7	
8	PREVIOUSLY MARKED EXHIBITS IDENTIFIED
9	EXHIBIT DESCRIPTION PAGE
10	Exhibit 1003 Declaration IPR1520-01520280
11	of Dr. Thomas W. Kenny
12	Exhibit 1006 Aizawa Patent Application315
13	Exhibit 1008 Japanese Unexamined329
14	Patent Application
15	Publication 2006-296564
16	Exhibit 1003 Declaration of Dr. Thomas444
17	W. Kenny IPR2020-01537
18	
19	
20	
21	
22	



# DOCKET

# Explore Litigation Insights



Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## **Real-Time Litigation Alerts**



Keep your litigation team up-to-date with **real-time** alerts and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## **Advanced Docket Research**



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

### **Analytics At Your Fingertips**



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

#### API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

#### **LAW FIRMS**

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

#### **FINANCIAL INSTITUTIONS**

Litigation and bankruptcy checks for companies and debtors.

### **E-DISCOVERY AND LEGAL VENDORS**

Sync your system to PACER to automate legal marketing.

