

U.S. PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEX RECREATION CORP.,
Petitioner,

v.

TEAM WORLDWIDE CORP.,
Patent Owner.

PGR 2019-00015
Patent 9,989,979 B2

RECORD OF ORAL HEARING
Held: February 11, 2020

Before GEORGE R. HOSKINS, JAMES J. MAYBERRY, and
ERIC C. JESCHKE, *Administrative Patent Judges*.

PGR 2019-00015
Patent 9,989,979 B2

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PGR 2019-00015
Patent 9,989,979 B2

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The above-entitled matter came on for hearing on Tuesday, February 11, 2020 commencing at 10:00 a.m. at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

1 P-R-O-C-E-E-D-I-N-G-S

2 10:29 a.m.

3 JUDGE MAYBERRY: Please be seated.

4 Give us a couple of minutes to get booted up.

5 All right, good morning and welcome to the Patent Trial and
6 Appeal Board. I'm Judge Mayberry, and joining me are Judge
7 Jeschke and Judge Hoskins.

8 We're here for a hearing in PGR 2019-00015, which concerns
9 U.S. Patent 9,989,979, so the '979 patent. Petitioner is Intex
10 Recreation Corporation and Patent Owner is Team Worldwide
11 Corporation, and we'd like to begin with introductions. So, will
12 counsel for Petitioner please come up and introduce themselves?

13 MR. SAYRES: Thank you and good morning, Your Honors.
14 Joel Sayres from Faegre Drinker Biddle Reath on behalf of
15 Petitioners. With me at counsel table is Reid Dodge, and also with
16 me for Petitioners is Trevor Carter.

17 JUDGE MAYBERRY: And for Patent Owner?

18 MR. BIANCHI: Good morning, Your Honors. Tim
19 Bianchi for Team Worldwide Corporation, and with me is Mr. Bob
20 Harkins, from the Ruyak Cherian firm.

21 JUDGE MAYBERRY: All right, thank you.

22 Now, each side is going to have 60 minutes of presentation
23 time, including any rebuttal. And Petitioner bears the burden for
24 proving unpatentability of the challenged claims and will go first.
25 Petitioner may reserve rebuttal time. Then Patent Owner will

1 respond to Petitioner's case. Patent Owner may reserve sur-rebuttal
2 time.

3 Petitioner may use its remaining time to reply to Patent
4 Owner's response and then Patent Owner may use its sur-rebuttal time
5 to reply to Petitioner.

6 And, as you all see, Judge Hoskins is appearing remotely.
7 To ensure that Judge Hoskins can follow the presentation and also to
8 help keep our record clear, please speak into the microphone and
9 indicate the slide or paper, or exhibit number that you're talking about.

10 All three of the judges have electronic copies of the whole
11 record and your demonstratives so, we're going to be following along
12 on our screens. One thing to point out, though, is if you use a pointer
13 on your presentation, Judge Jeschke and I will be able to see it but
14 Judge Hoskins will not.

15 Does either party have any questions before we start?
16 Petitioner?

17 MR. SAYRES: No, Your Honor.

18 JUDGE MAYBERRY: Patent Owner?

19 MR. BIANCHI: No, Your Honor.

20 JUDGE MAYBERRY: All right, then Petitioner you may
21 start when you are ready.

22 MR. SAYRES: Thank you, Your Honors, and if I may, can I
23 reserve 30 minutes of rebuttal time?

24 JUDGE MAYBERRY: Sure, if you just give me time to
25 adjust this, then sure.

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