EXHIBIT 16

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Transcript of Maria S. Redin

Date: February 2, 2021
Case: Philips North America -v- Fitbit, Inc.

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 1              UNITED STATES DISTRICT COURT

 2              DISTRICT OF MASSACHUSETTS

 3              _____

 4

 5   PHILIPS NORTH AMERICA, LLC.,    )
                                     )
 6              Plaintiff,           )
     vs.                             )  Case No.
 7                                   )  1:19-cv-11586
                                     )
 8   FITBIT, INC.,                   )
                                     )
 9              Defendant.           )
     _____)

10

11              REPORTER'S TRANSCRIPT

12

13              DEPOSITION OF

14              MARIA S. REDIN

15              TUESDAY, FEBRUARY 2, 2021

16              San Francisco, California

17              9:23 a.m. PST

18              to

19              5:07 p.m. PST

20

21

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     Reported by:   Burgundy B. Ryan, CSR, RPR
23                  Certificate No. 11373
                    Planet Depos
24                  888.433.3767

25
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 1              A P P E A R A N C E S

 2

 3   FOR THE PLAINTIFF:

 4          FOLEY & LARDNER, LLP
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 8

 9   FOR THE DEFENDANT:

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            berkeleyfife@paulhastings.com
14

15   ALSO PRESENT:

16          MIGUEL CONCEPCION, Videographer
            Planet Depos

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 1          BE IT REMEMBERED that, pursuant to Notice
 2   of Taking Deposition, and on Tuesday, February 2,
 3   2021, commencing at 9:23 a.m. PST thereof, at The San
 4   Francisco Mint, 88 5th Street, San Francisco,
 5   California, before me, Burgundy B. Ryan, a Certified
 6   Shorthand Reporter in and for the State of
 7   California, personally appeared
 8              MARIA S. REDIN,
 9   a witness called on behalf of DEFENDANT, pursuant to
10   all applicable sections of the Federal Code of Civil
11   Procedure, and who, having been first duly sworn by
12   me to testify to the truth, was examined and
13   testified as follows:
14          THE VIDEOGRAPHER:  Good morning.
15          Here begins media number one in the
16   videotaped deposition of Maria Redin in the matter of
17   Philips North America versus Fitbit, Inc., in the
18   United States District Court, for the District of
19   Massachusetts, case number 1:19-cv-11586.
20          Today's date is February 2nd, 2021.
21          The time on the video monitor is 9:23 a.m.
22          The videographer today is
23   Miguel Concepcion, on behalf of Planet Depos.
24          This video deposition is taking place at
25   the San Francisco Mint, San Francisco, California,
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5

1 94103.
2   Would Counsel please voice identify
3 themselves -- voice identify themselves and state
4 whom you represent, beginning with the questioning
5 attorney.
6   MS. FIFE: My name is Berkeley Fife. I
7 represent Fitbit, and I am from Paul Hastings.
8   MR. OKANO: This is David Okano from
9 Paul Hastings, also representing Fitbit, and we are
10 also representing the witness, Ms. Maria Redin.
11   I just want to make a note for the record
12 that, you know, the set up of this courtroom is being
13 done live and in person, but there is also a remote
14 Zoom interface, and I -- and Counsel from Philips
15 will identify themselves as are attending.
16   And we also have a camera that is trained
17 on the entire proceedings showing Fitbit's attorneys,
18 Ms. Redin, and the videographer, and court reporter.
19 And there is another camera that is trained solely on
20 Ms. Redin.
21   THE VIDEOGRAPHER: Would Counsel on the
22 Zoom conference also introduce themselves?
23   MS. MORAN: Good morning.
24   This is Michelle Moran from Foley and
25 Lardner, representing North Philips America, and I'm

6

1 joined by my colleague, Molly Hayssen.
2   THE VIDEOGRAPHER: Thank you.
3   The court reporter today is Brooke Ryan, on
4 behalf of Planet Depos.
5   Would the reporter please swear in the
6 witness?
7   (Whereupon the witness was sworn.)
8   THE WITNESS: I do.
9   THE VIDEOGRAPHER: Counsel, you may
10 proceed.
11 EXAMINATION BY BERKELEY FIFE
12   Q   Good morning, Ms. Redin.
13   A   Good morning.
14   Q   Would you please state and spell your full
15 name for the record?
16   A   Sure. My name is Maria Redin; M-a-r-i-a,
17 middle initial S, last name Redin, R-e-d-i-n.
18   Q   And you are under oath today.
19   Do you understand what that means?
20   A   Yes.
21   Q   Today I'll be asking you questions. If you
22 don't understand a question, please let me know and I
23 can ask it again.
24   For Brooke's sake, let's try not to speak
25 over each other. Let's wait until -- you know, wait

7

1 until the question is over before you finish
2 speaking, please.
3   And, also, let's try to use verbal answers
4 instead of nonverbal such as shaking your head --
5   A   Yes.
6   Q   -- or nodding.
7   Is there anything preventing you from being
8 able to be honest, accurate, and provide complete
9 answers today?
10   A   No.
11   Q   Are you taking any medications that would
12 prevent you from being honest, accurate, or
13 complete?
14   A   No.
15   Q   Do you have any health conditions that
16 would prevent from you being honest, accurate, or
17 complete?
18   A   No.
19   Q   Have you ever been deposed before?
20   A   Yes.
21   Q   How many times?
22   A   Once.
23   Q   Do you remember what the case was?
24   A   Yes. Yes.
25   Q   What was it?

8

1   A   It was -- it was a similar case for -- that
2 used my thesis as prior art. I -- I don't remember
3 who the -- who the -- the two parties were.
4   Q   Do you remember when the deposition was,
5 generally?
6   A   About five years ago I think.
7   Q   Okay. Ms. Redin, are you currently
8 employed?
9   A   I am.
10   Q   And what do you do?
11   A   I am a business and operations
12 consultant.
13   Q   What kind of businesses do you consult?
14   A   So I consult for, gosh, experiential
15 entertainment companies, I -- in the high growth,
16 sort of that arena, either startup space or in a high
17 growth moment.
18   Q   And what type of services and consulting do
19 you provide them?
20   A   So I usually come in and I help them
21 structure things like their -- sometimes it's their
22 accounting, sometimes it's their -- it's their --
23 gosh, their strategy and how to take in -- like once
24 they take in VC funding, how to allocate that in a
25 way that helps them grow quicker.

Transcript of Maria S. Redin
Conducted on February 2, 2021

9

1   Q   How long have you been practicing
2 consulting?
3   A   Gosh, probably about 12, 15 years.
4   Q   Let's talk a little bit about your
5 education now.
6   Can you provide a brief overview of your
7 education since high school?
8   A   Sure.
9   Once I left high school, I went to
10 Massachusetts Institute of Technology for my
11 Bachelor's Degree in Computer Science. I graduated
12 in 1997.
13   After that, I stayed at MIT for my Master's
14 in Engineering in Computer Science in 1997. And then
15 I stayed at the MIT Media Lab for a Master's in Media
16 Arts and Sciences -- Media Arts and Sciences in 1999.
17   And then in 2008, I graduated from the
18 Wharton School of Business in Pennsylvania with a
19 Master's in Business Administration.
20   Q   You mentioned that you got a master's at
21 MIT.
22   As part of your master's program, did you
23 have to complete a thesis?
24   A   I did.
25   MS. FIFE: I'm now going to hand the court

10

1 reporter what will be marked as Exhibit 1. It is
2 Maria Redin's thesis, which is titled: Marathon Man.
3 (Whereupon Redin Exhibit 1 was marked for
4   identification.)
5   MS. FIFE: Right now, I'm going to read the
6 full Bates number but, going forward, I'm just going
7 to say the last, I think, four or five digits just
8 for the sake of being efficient.
9   So, here you go. Dated -- the file name is
10 102, and we will share this on the remote interface
11 as well.
12   Oh, I didn't read the Bates number. Sorry.
13 It's Fitbit 19-1158600082606.
14   MR. OKANO: And, Counsel for Philips, this
15 has been uploaded.
16   Have you -- were you able to receive it?
17   And I think -- you know what, I'm going to
18 upload it again with just marking it as Exhibit 1.
19   Let me know if you -- let me know if you do
20 not receive it.
21   MS. MORAN: I have received it.
22   If I can take this moment to -- Ms. Redin,
23 you are very soft spoken. If you could add a little
24 more volume, that would be wonderful.
25   THE WITNESS: Thank you. Please remind me

11

1 if I get soft spoken again.
2 By MS. FIFE:
3   Q   All right. Ms. Redin, do you recognize
4 this document?
5   A   I do.
6   Q   What is it?
7   A   It's my thesis for my -- for my master's in
8 engineering.
9   Q   And what system does it describe?
10   A   The Marathon Man system.
11   Q   When did you first come up with the idea
12 for the Marathon Man system?
13   A   That came up around December in 1997 --
14 yep -- no. December 1996.
15   Q   Can you describe a little bit how you came
16 up with the idea for Marathon Man?
17   A   So the Marathon Man -- so my group was
18 called Personal Informational Architecture at the MIT
19 Media Lab. And our -- my advisor thesis was, you
20 know, what does it mean to put sensors around all of
21 us and understand sort of what those sensors meant.
22   And, you know, some of the discussions that
23 we had we thought that, you know, putting sensors all
24 around you also meant putting sensors actually on the
25 body. So in those discussions, we decided that this

12

1 would be a fun project to undertake or a good project
2 to undertake.
3   Q   You mentioned your advisor.
4   Who was your advisor?
5   A   My advisor is Professor Michael Hawley.
6   Q   Were you influenced by the work of any
7 other individuals?
8   A   Yes. So at the time, the Media Lab had a
9 number of other groups that worked in -- I wouldn't
10 say exactly the same, but sort of were looking at how
11 sensors really kind of influenced your environment
12 and what computing meant when it was distributed.
13   So, for example, there was -- there was a
14 group of -- the Wearable Computing Group at the Media
15 Lab that basically chose to wear computers on them at
16 all times. So they had a -- they literally had
17 computers around their waist; they had heads-up
18 displays that they could see on their glasses; they
19 had keyboards on their hands that could take notes
20 right away. And so they were trying to figure out
21 how, again, computing could enhance your everyday
22 life.
23   There was Effective Computing by -- that
24 was led by Dr. Picard, Rosalind Picard.
25   COURT REPORTER: What was the first name?

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