

UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION

EVERLIGHT ELECTRONICS CO.,
LTD, and EMCORE CORPORATION,

Plaintiffs,

No. 12-cv-11758

v

NICHIA CORPORATION, and
NICHIA AMERICA CORPORATION,

Defendants.

_____/

JURY TRIAL - VOLUME VIII OF XII

PROCEEDINGS BEFORE THE HONORABLE GERSHWIN A. DRAIN
UNITED STATES DISTRICT JUDGE
Theodore Levin United States Courthouse
231 West Lafayette Boulevard
Detroit, Michigan
Thursday, April 16, 2015

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EXHIBITS:IdentifiedReceived

1 Detroit, Michigan

2 Thursday, April 16, 2015 - 8:22 a.m.

3 THE CLERK: All rise. United States District
4 Court for the Eastern District of Michigan is now in session,
5 Honorable Gershwin A. Drain presiding.

6 Calling Civil Action Everlight Electronics Company
7 versus Nichia Corporation, Number 12-cv-11758.

8 You may be seated.

9 Please put your appearance on the record.

10 MR. NIMROD: Good morning, your Honor.

11 THE COURT: Good morning.

12 MR. NIMROD: Ray Nimrod from Quinn Emanuel, for
13 Everlight. With me is Matt Traupman from the firm. We have
14 Mike Palizzi and Mike Simoni from Miller Canfield. And our
15 corporate representative, Bernd Kammerer.

16 MR. TRAUPMAN: Good morning, Judge.

17 THE COURT: Good morning.

18 MR. RIZZI: Good morning, your Honor. Steven
19 Rizzi, Foley & Lardner, for Nichia. With me is Ramy Hanna,
20 Lisa Mankofsky, John Trentacosta, and Ryan Schmid. And also
21 our corporate representative, Dr. Dan Doxsee.

22 THE COURT: Okay. All right. Let's bring the
23 jury in.

24 THE CLERK: All rise for the jury.

25 (At 8:26 a.m. jury present)

1 THE COURT: All right. You may be seated.

2 All right. Good morning, ladies and gentlemen.

3 JURORS: Good morning.

4 THE COURT: Okay. We're starting a little early.
5 Everybody is here, ready to go.

6 And I can't resist saying that the Tigers won last
7 night, and Rajai Davis hit one home run, and so they won, one
8 to zero. So it's looking good; it's looking real good.

9 Okay. With that, we'll continue. And, Mr. Rizzi,
10 you may continue with your examination.

11 MR. RIZZI: Thank you, your Honor.

12 Good morning, ladies and gentlemen. Welcome back.

13 Good morning, Professor Schubert.

14 THE WITNESS: Good morning.

15 E. F R E D S C H U B E R T,
16 called by the Defendant at 8:27 a.m., sworn by the Clerk,
17 testified as follows:

18 DIRECT EXAMINATION (Continued)

19 BY MR. RIZZI:

20 Q. So when we left off yesterday we had walked through your
21 infringement analysis and I think had stopped after discussing
22 your analysis chart, D182.

23 What I would like to do now is have you walk
24 through an exemplary infringement analysis you did on one of
25 the Everlight products, and that's this particular product,



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