

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

3 - - -
4 LIBERTY MUTUAL :
5 INSURANCE CO., :
6 Plaintiff, : No. CBM2012-00003
7 vs. : (JL)
8 PROGRESSIVE CASUALTY :
9 INSURANCE CO., :
10 Defendant. :

11
12 DEPOSITION UNDER ORAL EXAMINATION OF
13 MARY LOU O'NEIL, FCAS, MAAA, CLU, ChFC
14 April 13, 2013
15 New York, New York

16
17 - - -
18 REPORTED BY: DANA N. SREBRENICK, CRR CLR
19 - - -

20
21
22
23
24 JOB 59619

Progressive Exhibit 2013
Liberty Mutual v. Progressive
CBM 2012-00004

1 Transcript of the deposition of
2 MARY LOU O'NEIL, FCAS, MAAA, CLU, ChFC,
3 called for Oral Examination in the
4 above-captioned matter, said deposition taken
5 pursuant to United States Patent and
6 Trademark Office rules, by and before DANA N.
7 SREBRENICK, a Federally-Approved Certified
8 Realtime Reporter, a New Jersey Certified
9 Court Reporter and a Certified Livenote
10 Reporter, Notary Public for the State of New
11 York, at the offices of Ropes & Gray,
12 1211 Avenue of the Americas, New York, New
13 York, commencing at 9:10 a.m.

14
15 - - -
16
17
18
19
20
21
22
23
24
25

1 APPEARANCES:

2
3 Ropes & Gray

4 BY: JAMES MYERS, ESQ.

5 DARRELL STARK, ESQ.

6 One Metro Center

7 700 12th Street, NW, Suite 900

8 Washington, D.C. 20005

9 Counsel for the Plaintiff,

10 Liberty Mutual

11
12
13
14 Jones Day

15 BY: CALVIN GRIFFITH, ESQ.

16 JAMES WAMSLEY III, ESQ.

17 North Point

18 901 Lakeside Avenue

19 Cleveland, Ohio 44114

20 Counsel for the Defendant,

21 Progressive Casualty Insurance

22 Company

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

- - -
I N D E X
- - -

Testimony of:

MARY O'NEIL

BY MR. GRIFFITH.....	7
BY MR. MYERS.....	167
BY MR. GRIFFITH.....	168

- - -
E X H I B I T S
- - -

NO.	DESCRIPTION	PAGE
Exhibit 1019	Document numbered CBM 2012-00002	169
Exhibit 1021	Document numbered CBM 2012-00004	176

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24

- - -
- - -
- - -

DEPOSITION SUPPORT INDEX

Directions to Witness Not to Answer

Page Line

none

Request for Production of Documents

Page Line

none

Stipulations

Page Line

none

Question Marked

Page Line

none

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.