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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE, INC.,

Petitioner,

v.

PATENT OF SIGHTSOUND TECHNOLOGIES, LLC,

Patent Owner.

CASE CBM2013-00020 and 23

Monday, March 31, 2014

2:02 p.m. to 2:44 p.m.

BEFORE THE HONORABLE JUSTIN T. ARBES and THE

HONORABLE MICHAEL P. TIERNEY

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A P P E A R A N C E S

(As introduced on teleconference)

On Behalf of the Patent Owner, SightSound
Technologies, LLC:

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

2 JUDGE ARBES: Hello, everyone. This
3 Judge Arbes for the Patent Trial and Appeal
4 Board. With me is Judge Tierney. This is a
5 conference call in the case of CBM2013 in 20 and
6 23. Do we have counsel for the petitioner on
7 the line?

8 MR. BAUGHMAN: Yes, Your Honor. Steve
9 Baughman from Ropes & Gray, and with me is
10 Ching-Lee Fukuda.

11 MS. FUKUDA: Hello, Your Honor.

12 JUDGE ARBES: Okay. And counsel for the
13 patent owner?

14 MR. MARSH: Yes, Your Honor. We have
15 David Marsh for the patentee. I'm here with
16 William Loudon, who will just be sitting in on
17 the call.

18 JUDGE ARBES: Okay. And I understand
19 that we have a court reporter on the line today.

20 THE REPORTER: Yes, sir. Rebecca
21 Stonerock.

22 JUDGE ARBES: Great. Thank you.

1 The conference call was requested by
2 counsel for the patent owner. We received an
3 e-mail on March 24 with a couple of issues, one
4 being the date in the scheduling order and
5 proposing modified dates, and then two, issues
6 with the petitioner's reply brief on each case.

7 So regarding the first issue, I believe
8 that the Board paralegal stated that we would --
9 that the proposed modified dates for the
10 scheduling order are fine, and so we will be
11 entering a revised scheduling order in both
12 proceedings with the date that the properties
13 have proposed recognizing that the oral hearing
14 will not be changed on the date. So is there
15 anything else to discuss regarding that or any
16 other issues with scheduling that the parties
17 would like to raise?

18 MR. MARSH: Yes, Your Honor. We would
19 like to discuss the observations on
20 cross-examination.

21 JUDGE ARBES: Okay. Sure.

22 MR. MARSH: We -- this is David Marsh on

1 behalf of SightSound. We would like to propose
2 filing those and we would like to propose 15
3 pages for those because we have five required
4 declarants, four of which are brand new to the
5 proceedings, and there's a significant amount of
6 evidence that were discussed with respect to the
7 other declarants issues we raised and regard
8 that we would require 15 pages to encompass the
9 large number of declarants and also the new
10 evidence, which counsel for petitioner disagrees
11 that it's new evidence. So just to lay that
12 out.

13 JUDGE ARBES: Okay. So it would be the
14 patent owner filing a motion for observation on
15 cross-exam of the declarants that the petitioner
16 has put forth with the reply. Do I understand
17 that right?

18 MR. MARSH: You understand that
19 correctly, Your Honor.

20 JUDGE ARBES: Okay. And the date for
21 that would be April 11?

22 MR. MARSH: You're correct, Your Honor.

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