

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.

Petitioner

v.

SIGHTSOUND TECHNOLOGIES, LLC

Patent Owner

Case CBM2013-00023

Patent 5,966,440

Before the Honorable MICHAEL P. TIERNEY, JUSTIN T. ARBES, and  
GEORGIANNA W. BRADEN,  
*Administrative Patent Judges.*

**PATENT OWNER'S UPDATED EXHIBIT LIST FEBRUARY 18, 2014**

<b>EXHIBITS</b>	
Exhibit 2301	Final Order and Judgment on Consent, <i>SightSound.com, Inc. v. N2K, Inc.</i> , No. 98-0118 (W.D. Pa. Feb. 20, 2004) [Filed]
Exhibit 2302	Excerpts from the daily edition of the Congressional Record, Volume 157 (2011) [Filed]
Exhibit 2303	Excerpt from H.R. Rep. No. 112-98, pt. 1 (2011) [Filed]
Exhibit 2304	Excerpt from <i>America Invents Act: Hearings on H.R. 1249 Before the Subcomm. On Intellectual Property, Competition and the Internet of the H. Comm. on the Judiciary</i> , 112th Cong. (2011) [Filed]
Exhibit 2305	Patent Quality Improvement Act of 2013, S. 866, 113th Cong. (2013) [Filed]
Exhibit 2306	Transcript of 11.08.2013 Conference Call [Filed]

<b>EXHIBITS</b>	
Exhibit 2307	First Set of Requests for Production of Documents dated November 15, 2013 [Filed]
Exhibit 2308	Protective Order dated March 21, 2012 [Filed]
Exhibit 2309	Declaration of Gregory Joswiak dated July 30, 2012 [Filed]
Exhibit 2310	Declaration of Scott C. Sander dated December 27, 2013 [Filed]
Exhibit 2311	Letter from Arthur R. Hair to John Sculley dated April 5, 1993 [Filed]
Exhibit 2312	SightSound Website 1995 [Filed]
Exhibit 2313	SightSound Website 1998-1999 [Filed]
Exhibit 2314	“Internet Firm Pioneers Downloadable Music Sales,” <i>Pittsburgh Business Times</i> (Nov. 20-26, 1998) [Filed]
Exhibit 2315	“Movies Hit the Net,” <i>Time</i> (Sept. 6, 1999, Vol. 154, No. 10) [Filed]
Exhibit 2316	“Entertainment & Sports,” <i>Yahoo! Internet Life</i> (Jan. 2000) [Filed]
Exhibit 2317	Letter from Scott C. Sander to Steven Jobs dated Jan. 15, 1999 [Filed]
Exhibit 2318	Letter from Albert P. Cefalo to Scott C. Sander dated Feb. 3, 1999 [Filed]
Exhibit 2319	SightSound Website 2001 [Filed]
Exhibit 2320	“Coolest Inventions: Invention of the Year: The 99A???? Solution,” <i>Time</i> (Nov. 17, 2003) [Filed]
Exhibit 2321	Declaration of John P. Stautner dated Dec. 20, 2013 [Filed]
Exhibit 2322	Compusonics DSP 1000 Audio Computer [Filed]
Exhibit 2323	Declaration of David R. Marsh dated Jan. 3, 2014 [Filed]
Exhibit 2324	Transcript of the deposition of David M. Schwartz in the matter of <i>Apple Inc. v. SightSound Technologies, LLC</i> , dated December 9-10, 2013 [Filed]

<b>EXHIBITS</b>	
Exhibit 2325	Transcript of the deposition of David M. Schwartz in the matter of <i>SightSound.com Inc. v. N2K, Inc.</i> , dated February 1, 2001 [Filed]
Exhibit 2326	Transcript of the deposition of John P. J. Kelly in the matter of <i>Apple Inc. v. SightSound Technologies, LLC</i> , dated December 4, 2013 [Filed]
Exhibit 2327	Recording Industry Association of America Year-End Shipment Statistics for 2008, 2009, 2010, 2011, and 2012 [Filed]
Exhibit 2328	Transcript of a 1987 lecture given at Stanford University by David M. Schwartz and John Stautner [Filed]
Exhibit 2329	Article entitled <i>A Management/Preservation Scorecard</i> , written by Bill Bolland, and published in the November 6, 1999 edition of <i>Billboard Newspaper</i> [Filed]
Exhibit 2330	Excerpts of Petitioner’s SEC Form 10-K for the fiscal year ending September 29, 2012 (obtained from <a href="http://www.sec.gov/edgar.shtml">http://www.sec.gov/edgar.shtml</a> ) [Filed]
Exhibit 2331	“Apple Introduces iTunes — World’s Best and Easiest To Use Jukebox Software,” MACWORLD EXPO, San Francisco, California, Apple Press Release dated Jan. 9, 2001 (available at <a href="http://www.apple.com/pr/library/2001/01/09Apple-Introduces-iTunes-Worlds-Best-and-Easiest-To-Use-Jukebox-Software.html">http://www.apple.com/pr/library/2001/01/09Apple-Introduces-iTunes-Worlds-Best-and-Easiest-To-Use-Jukebox-Software.html</a> ) [Filed]
Exhibit 2332	Excerpts of Petitioner’s SEC Form 10-K405 for the fiscal year ending September 29, 2001 (obtained from <a href="http://www.sec.gov/edgar.shtml">http://www.sec.gov/edgar.shtml</a> ) [Filed]
Exhibit 2333	“Apple Announces iTunes 3,” MACWORLD EXPO, New York, Apple Press Release dated July 17, 2002 (available at <a href="http://www.apple.com/pr/library/2002/07/17Apple-Announces-iTunes-3.html">http://www.apple.com/pr/library/2002/07/17Apple-Announces-iTunes-3.html</a> ) [Filed]
Exhibit 2334	“Apple Presents iPod,” Cupertino, Apple Press Release dated October 23, 2001 (available at <a href="http://www.apple.com/pr/library/2001/10/23Apple-Presents-iPod.html">http://www.apple.com/pr/library/2001/10/23Apple-Presents-iPod.html</a> ) [Filed]
Exhibit 2335	“Apple Introduces 10GB iPod—2,000 Songs in Your Pocket,” MACWORLD EXPO, Tokyo, Apple Press Release dated March 21, 2002 (available at <a href="http://www.apple.com/pr/library/2002/03/20Apple-Introduces-10GB-iPod-2-000-Songs-in-Your-Pocket.html">http://www.apple.com/pr/library/2002/03/20Apple-Introduces-10GB-iPod-2-000-Songs-in-Your-Pocket.html</a> ) [Filed]

<b>EXHIBITS</b>	
Exhibit 2336	“Apple Unveils New iPods,” MACWORLD EXPO, New York, Apple Press Release dated July 17, 2002 (available at <a href="http://www.apple.com/pr/library/2002/07/17Apple-Unveils-New-iPods.html">http://www.apple.com/pr/library/2002/07/17Apple-Unveils-New-iPods.html</a> ) [Filed]
Exhibit 2337	“Apple Launches the iTunes Music Store,” Cupertino, Apple Press Release dated April 28, 2003 (available at <a href="http://www.apple.com/pr/library/2003/04/28Apple-Launches-the-iTunes-Music-Store.html">http://www.apple.com/pr/library/2003/04/28Apple-Launches-the-iTunes-Music-Store.html</a> ) [Filed]
Exhibit 2338	“Apple Launches iTunes for Windows,” San Francisco, Apple Press Release dated October 16, 2003 (available at <a href="http://www.apple.com/pr/library/2003/10/16Apple-Launches-iTunes-for-Windows.html">http://www.apple.com/pr/library/2003/10/16Apple-Launches-iTunes-for-Windows.html</a> ) [Filed]
Exhibit 2339	“iTunes Store Tops 10 Billion Songs Sold,” Cupertino, Apple Press Release dated February 25, 2010 (available at <a href="Http://Www.Apple.Com/Pr/Library/2010/02/25itunes-Store-Tops-10-Billion-Songs-Sold.Html">Http://Www.Apple.Com/Pr/Library/2010/02/25itunes-Store-Tops-10-Billion-Songs-Sold.Html</a> ) [Filed]
Exhibit 2340	“iTunes Store Sets New Record with 25 Billion Songs Sold,” Cupertino, California, Apple Press Release dated February 6, 2013 (available at <a href="http://www.apple.com/pr/library/2013/02/06iTunes-Store-Sets-New-Record-with-25-Billion-Songs-Sold.html">http://www.apple.com/pr/library/2013/02/06iTunes-Store-Sets-New-Record-with-25-Billion-Songs-Sold.html</a> ) [Filed]
Exhibit 2341	Excerpts of Petitioner’s Fourth Quarter of Fiscal Year 2005 Earnings Call Transcript, dated October 13, 2005 [Filed]
Exhibit 2342	Excerpts of Petitioner’s Second Quarter of Fiscal Year 2008 Earnings Call Transcript, dated April 23, 2008 [Filed]
Exhibit 2343	“ <i>Top Music Seller’s Store has no Door</i> ,” dated April 04, 2008, Los Angeles Times (available at <a href="http://articles.latimes.com/2008/apr/04/business/fi-itunes4">http://articles.latimes.com/2008/apr/04/business/fi-itunes4</a> ) [Filed]
Exhibit 2344	Excerpts of Petitioner’s SEC Form 10-K for the fiscal year ending September 28, 2013 (obtained from <a href="http://www.sec.gov/edgar.shtml">http://www.sec.gov/edgar.shtml</a> ) [Filed]
Exhibit 2345	Excerpts of Petitioner’s SEC Form 10-K for the fiscal year ending September 24, 2011 (obtained from <a href="http://www.sec.gov/edgar.shtml">http://www.sec.gov/edgar.shtml</a> ) [Filed]
Exhibit 2346	Excerpts of Petitioner’s First Quarter of Fiscal Year 2008 Earnings Call Transcript, dated January 22, 2008 [Filed]

<b>EXHIBITS</b>	
Exhibit 2347	“ <i>How iTunes Works</i> ,” Julie Layton and Jonathan Strickland (available at <a href="http://electronics.howstuffworks.com/itunes5.htm">http://electronics.howstuffworks.com/itunes5.htm</a> ) [Filed]
Exhibit 2348	“Akamai and Apple to Continue Delivery of Industry Leading Internet Streaming Video and Audio,” Cambridge, Akamai Technologies, Inc. and Apple Joint Press Release dated April 23, 2001 (available at <a href="http://www.apple.com/pr/library/2001/04/23Akamai-and-Apple-to-Continue-Delivery-of-Industry-Leading-Internet-Streaming-Video-and-Audio.html">http://www.apple.com/pr/library/2001/04/23Akamai-and-Apple-to-Continue-Delivery-of-Industry-Leading-Internet-Streaming-Video-and-Audio.html</a> ) [Filed]
Exhibit 2349	Corrected Opening Brief and Addendum in the matter of <i>Apple Inc. v. ITC &amp; Motorola Mobility, Inc.</i> , dated August 27, 2012 [Filed]
Exhibit 2350	“Music tab,” iTunes Screenshot, iTunes Music Store (obtained from <a href="http://www.apple.com/itunes/features/">http://www.apple.com/itunes/features/</a> ) [Filed]
Exhibit 2351	“Artist page,” iTunes Screenshot, iTunes Music Store (obtained from <a href="http://www.apple.com/itunes/features/">http://www.apple.com/itunes/features/</a> ) [Filed]
Exhibit 2352	U.S. Patent No. 4,636,876, entitled “Audio Digital Recording and Playback System.” [Filed]
Exhibit 2353	Declaration of John Snell dated Jan. 3, 2014 [Filed]
Exhibit 2354	Supplemental Declaration of David R. Marsh dated Jan. 24, 2014 [Filed]
Exhibit 2355	Transcript of the deposition of David M. Schwartz in the matter of <i>Apple Inc. v. SightSound Technologies, LLC</i> , dated December 9-10, 2013 [Filed]
Exhibit 2356	Petitioner’s SEC Form 10-K for the fiscal year ending September 29, 2012, as that document appeared when it was accessed at <a href="http://www.sec.gov/edgar.shtml">http://www.sec.gov/edgar.shtml</a> on December 29, 2013 [Filed]
Exhibit 2357	Petitioner’s SEC Form 10-K405 for the fiscal year ending September 29, 2001, as that document appeared when it was accessed at <a href="http://www.sec.gov/edgar.shtml">http://www.sec.gov/edgar.shtml</a> on December 29, 2013 [Filed]
Exhibit 2358	Petitioner’s Fourth Quarter of Fiscal Year 2005 Conference Call Transcript, including both the Prepared Remarks and the Question and Answer portions, dated October 13, 2005, as that document appeared when it was accessed at <a href="http://www.seekingalpha.com">www.seekingalpha.com</a> on December 29, 2013 [Filed]

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