

In The Matter Of:

APPLE INC.

v.

SIGHTSOUND TECHNOLOGIES, LLC

TOM WEYER - Vol. 1

March 31, 2014

MERRILL CORPORATION

LegalLink, Inc.

135 Main Street
4th Floor
San Francisco, CA 94105
Phone: 415.357.4300
Fax: 415.357.4301

TOM WEYER - 3/31/2014

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

APPLE INC.,

Petitioner,

vs.

No. CBM2013-00020

SIGHTSOUND TECHNOLOGIES, LLC,

CBM2013-00023

Patent Owner.
_____ /

DEPOSITION OF TOM WEYER

March 31, 2014

Reported by:

Natalie Y. Botelho

CSR No. 9897

(SF-001621B)

INDEX

INDEX OF EXAMINATIONS

	Page
EXAMINATION BY MS. LANSBERY.....	4
EXAMINATION BY MR. BATCHELDER.....	58

---oOo---

EXHIBITS MARKED FOR IDENTIFICATION

No.	Description	Page
Exhibit 1	A document dated January 15,..... 1999, to Steven Jobs, from Scott C. Sander	13
Exhibit 2	A document entitled..... "SightSound.com," described as a blow-up of page 2 of Exhibit 1	13
Exhibit 3	A document dated February 3,..... 1999, to Mr. Scott C. Sander, from Albert P. Cefalo	16
Exhibit 4	Declaration of Tom Weyer.....	19
Exhibit 5	Declaration of Scott C. Sander..... in Support of Patent Owner SightSound Technologies, LLC's Response Petition	42
Exhibit 6	United States Patent No..... 5,191,573	51
Exhibit 7	United States Patent No..... 5,966,440	52

---oOo---

BE IT REMEMBERED THAT, on Monday, March 31, 2014, commencing at the hour of 1:50 o'clock p.m. of the said day, at the law offices of ROPES & GRAY LLP, Three Embarcadero Center, Third Floor, San Francisco, California, before me, NATALIE Y. BOTELHO, a Certified Shorthand Reporter for the State of California, personally appeared TOM WEYER, a witness in the above-entitled court and cause, who, being by me first duly sworn, was examined in said cause.

APPEARANCE OF COUNSEL

FOR PETITIONER:

ROPES & GRAY LLP
BY: JAMES R. BATCHELDER, ESQ.
1900 University Avenue, 6th Floor
East Palo Alto, CA 94303-2284
(650)617-4000
james.batchelder@ropesgray.com

FOR PATENT OWNER:

ARNOLD & PORTER LLP
BY: KRISTAN L. LANSBERY, Ph.D., Esq.
555 Twelfth Street, NW
Washington, DC 20004-1206
(202)942-5186
kristan.lansbery@aporter.com

TOM WEYER - 3/31/2014

Page 4

1 MONDAY, MARCH 31, 2014, 1:50 P.M.

2

3

PROCEEDINGS

4

5

TOM WEYER,

6

being first duly sworn, testified as follows:

7

8

EXAMINATION BY MS. LANSBERY

9

MS. LANSBERY: Q. You understand you're under

10 oath just as you would be in a court of law?

11

A. I do.

12

Q. My role is to ask you questions. Your role is

13

to answer them to the best you possibly can.

14

A. Mm-hmm.

15

Q. Please give audible answers, and we'll try not

16

to speak over one another either.

17

A. Okay.

18

Q. If you have any questions about a question, if

19

you don't understand something, please just ask.

20

Otherwise I'll understand that you already heard -- you

21

understood. Unless your attorney specifically instructs

22

you not to answer a question, you'll answer to the best

23

of your ability.

24

A. Okay.

25

Q. Is there any reason you can't give your best

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.