

**In The Matter Of:**

*APPLE INC.*

*v.*

*SIGHTSOUND TECHNOLOGIES, LLC*

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*JOHN KELLY, Ph.D. - Vol. 1*

*April 3, 2014*

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**MERRILL CORPORATION**

**LegalLink, Inc.**

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4th Floor  
San Francisco, CA 94105  
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UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,

Petitioner,

vs.

NO. CBM2013-00020  
CBM2013-00023

SIGHTSOUND TECHNOLOGIES, LLC,

Patent Owner.

/

DEPOSITION OF

JOHN KELLY, Ph.D.

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Thursday, April 3, 2014

REPORTED BY: RACHEL FERRIER, CSR 6948

(SF-001620)

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1 BE IT REMEMBERED that, pursuant to the laws  
2 governing the taking and use of depositions, on  
3 Thursday, April 3, 2014, commencing at 7:33 a.m.  
4 thereof, at Ropes & Gray, 1900 University Avenue, 6th  
5 Floor, Palo Alto, CA 94303, before me, RACHEL FERRIER, a  
6 Certified Shorthand Reporter, personally appeared JOHN  
7 KELLY, Ph.D., called as a witness by the Patent Owner,  
8 who, being by me first duly sworn, was thereupon  
9 examined as a witness in said action.

## 10 APPEARANCES OF COUNSEL

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PALO ALTO, CALIFORNIA  
THURSDAY, APRIL 3, 2014  
7:33 a.m.

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JOHN KELLY, Ph.D.

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called as a witness, having been first duly sworn, was examined and testified as follows:

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EXAMINATION

BY MR. MARSH:

Q Dr. Kelly, you are -- you understand you are testifying under oath just as if you were in a court of law?

A Yes.

Q I will ask you questions and your answers are being recorded by the court reporter. If you don't understand my questions, please let me know and I will explain or rephrase them. If you answer the question, I will assume that you understood me.

If at any time you need a break, just let me know and we can take one. I just ask that we do not take a break while a question is pending.

Is there any reason today you cannot give your

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