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

----- Case No.  
PNC BANK, N.A. AND JP MORGAN ) CBM2014-00038  
CHASE & CO. and CHASE BANK, ) CBM2014-00039  
N.A., ) CBM2014-00040 and  
Petitioners, ) CBM2014-00041  
vs. )  
MAXIM INTEGRATED PRODUCTS, ) Patents 5,940,510,  
INC, ) 5,949,880,  
Patent Owners. ) 6,105,013 and  
----- 6,237,095

TELEPHONE CONFERENCE CALL  
Wednesday, March 27, 2014

Reported by:  
CLAUDIA REYES  
CSR No. 12812  
Job No: 1837584

PAGES 1 - 13



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Telephone Conference Call beginning at  
11:30 a.m. and ending at 11:42 a.m., on Wednesday,  
March 27, 2014, before CLAUDIA REYES, Certified  
Shorthand Reporter Number 12812.

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1 Wednesday, March 27, 2014

2 11:30 a.m.

3  
4  
5 JUDGE MEDLEY: Good morning.

6 MR. LAVENUE: Thank you, Your Honor. This is  
7 Lionel Lavenue for the petitioners. Also with me on  
8 the phone are Cory Bell and Josh Goldberg.

9 JUDGE MEDLEY: Okay. Thank you.

10 MR. WEATHERWAX: For patent -- I'm sorry.

11 JUDGE MEDLEY: Go ahead.

12 MR. WEATHERWAX: For patent owner -- I  
13 apologize.

14 JUDGE MEDLEY: Yes. I'm sorry. Go ahead.

15 MR. WEATHERWAX: This is for patent owner.  
16 This is Kenneth Weatherwax and Parham Hendifar.  
17 They're primary backup counsel. Also on the line for  
18 patent owner are Stephanie Smith. And there's also a  
19 court reporter on the line.

20 THE REPORTER: Yes. Claudia Reyes.

21 JUDGE MEDLEY: Thank you.

22 MR. HONG: And Dom Chang Hong for --  
23 co-counsel for petitioner.

24 JUDGE MEDLEY: Okay.

25 MR. HANSON: And Eric Hanson and Patrick

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1 Maloney with Goldberg, Lowenstein & Weatherwax for  
2 patent owner.

3 JUDGE MEDLEY: Okay. So this is in regards  
4 to CBM2014-00038, -39, -40, and -41.

5 So I understand that the petitioner requested  
6 this call. But that also the patent owner has an  
7 issue too. So we'll begin with the petitioner.

8 MR. LAVENUE: Thank you, Your Honors. This  
9 is Lionel Lavenue from Finnegan for the petitioner for  
10 both PNC Bank and JP Morgan Bank. In this -- in these  
11 particular series of CBM petitions, we filed these on  
12 behalf PNC Bank with the understanding that the AIA,  
13 Section 1881, was not clear if DJ plaintiffs were able  
14 to file CBM.

15 We noted that the patent office rules allowed  
16 for DJ plaintiffs to file a CBM under 37CFR42-302A and  
17 also comments at 77 Federal Register 48693. And also  
18 in the SAT case, CBM2013-13, a DJ plaintiff was  
19 allowed to file CBM.

20 So that's why we had both PNC Bank and  
21 JP Morgan, which had not filed a DJ complaint, both  
22 together filed these -- these four CBM petitions. And  
23 that's why PNC Bank felt that it could do so.

24 We do note that in recent decision, in the  
25 BB&T Bank case, CBM2013-59, the board rejected the CBM

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