

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

APPLE INC.,  
Petitioner,

v.

SMARTFLASH LLC,  
Patent Owner.

---

Case CBM2014-00102  
Patent 8,118,221 B2

Case CBM2014-00106  
Patent 8,033,458 B2

Case CBM2014-00108  
Patent 8,061,598 B2

Case CBM2014-00112  
Patent 7,942,317 B2

VIDEOTAPED DEPOSITION OF

ANTHONY J. WECHSELBERGER

DECEMBER 10, 2014

9:00 a.m.

REPORTED BY:  
PAUL J. FREDERICKSON, CCR, CSR  
JOB NO. 36911

## A P P E A R A N C E S

1  
2 FOR THE PATENT OWNER:

3 DAVIDSON BERQUIST JACKSON & GOWDEY, LLP

4 4300 Wilson Blvd.

5 7th Floor

6 Arlington, VA 22203

7 BY: MICHAEL R. CASEY, Ph.D., ESQ.

8 mcasey@dbjg.com

9  
10 FOR THE PATENT OWNER:

11 CALDWELL CASSADY CURRY

12 2101 Cedar Springs Rd.

13 Suite 1000

14 Dallas, TX 75201

15 BY: BRADLEY W. CALDWELL, ESQ.

16 bcaldwell@caldwellcc.com

17  
18 FOR THE PETITIONER:

19 ROPES & GRAY, LLP

20 1900 University Avenue

21 6th Floor

22 East Palo Alto, CA 94303-2284

23 BY: LAUREN N. ROBINSON, ESQ.

24 Lauren.Robinson@ropesgray.com

25

1 FOR THE PETITIONER:

2 ROPES & GRAY, LLP

3 1211 Avenue of the Americas

4 New York, NY 10036-8704

5 212.596.9000

6 BY: BRIAN D. MATTY, ESQ.

7 Patent Agent

8 brian.Matty@ropesgray.com

9 ALSO PRESENT:

10 JEFREE ANDERSON

11 Videographer

12

13

14

15

16

17

18

19

20

21

22

23

24

25

## I N D E X

1  
2 ANTHONY J. WECHSELBERGER

3 By Mr. Casey: 6  
4

5 Request for information: None

6 Request for documents: None  
7

8 I N D E X  
9 INDEX TO EXHIBITS

10 All Exhibits premarked  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

1 WECHSELBERGER

2 DECEMBER 10, 2014

3 [9 o'clock a.m.]

4 THE VIDEOGRAPHER: This begins the video  
5 deposition of Anthony Wechselberger in the matter of  
6 Apple Incorporated versus Smartflash LLC in the  
7 court United States Patent and Trademark Office  
8 before the Patent Trial and Appeal Board.

9 This deposition is being held at Ropes & Gray  
10 in East Palo Alto, California on December 10, 2014  
11 at approximately 9:01 a.m.

12 My name is Jefree Anderson from the firm of  
13 David Feldman Worldwide and I am the legal video  
14 specialist. The court reporter is Paul  
15 Frederickson, in association with David Feldman  
16 Worldwide.

17 Would counsel please introduce themselves?

18 MS. ROBINSON: I'm Lauren Robinson from  
19 the law firm of Ropes & Gray. I represent Apple  
20 Inc., And with me my colleague Brian Matty, also  
21 from Ropes & Gray.

22 MR. CASEY: This is Michael Casey from  
23 Davidson Berquist representing patent owner.

24 MR. CALDWELL: Brad Caldwell, of  
25 Caldwell Cassady Curry, representing the patent

# 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.