

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IBG LLC; INTERACTIVE BROKERS LLC;
TRADESTATION GROUP, INC.; TRADESTATION SECURITIES,
INC.;

TRADESTATION TECHNOLOGIES, INC.; and
IBFX. INC.

Petitioners,

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.

Patent Owner

Case CBM2015-00181
U.S. Patent 7,676,411
Case CBM2015-00182
U.S. Patent 6,772,132

Washington, D.C.
May 5, 2016

CROSS-EXAMINATION

KENDYL A. ROMAN

**TRADING TECH EXHIBIT 2166
TRADESTATION, IBG, ET AL. v. TRADING TECH
CBM2015-00179, CBM2015-00181, CBM2015-00182**

Henderson Legal Services, Inc.

1 Cross-Examination of KENDYL A. ROMAN, a
2 witness herein, called for examination by counsel
3 for Patent Owner in the above-entitled matter,
4 pursuant to notice, the witness being duly sworn by
5 SUSAN L. CIMINELLI, CRR, RPR, a Notary Public in and
6 for the District of Columbia, taken at the offices
7 of Sterne Kessler Goldstein Fox, 1100 New York
8 Avenue, N.W., Washington, D.C. at commencing at 9:03
9 a.m.

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

1 APPEARANCES:

2 On behalf of the Patent Owner:

3 LEIF R. SIGMOND, JR., ESQUIRE
4 MICHAEL GANNON, ESQUIRE
5 McDonnell Boehnen Hulbert & Berghoff, LLP
6 300 South Wacker Drive
7 Chicago, Illinois 6066-6709
8 (312) 913-0001
9 sigmond@mbhb.com
10 gannon@mbhb.com

11 -and-

12 KEVIN D. RODKEY, ESQUIRE
13 Finnegan, Henderson, Farabow, Garrett &
14 Dunner, LLP
15 3500 Suntrust Plaza
16 303 Peachtree Street, N.E.
17 Atlanta, Georgia 30308-3263
18 (404) 653-6484
19 Kevin.Rodkey@finnegan.com

20 On behalf of the Petitioners:

21 RICHARD M. BEMBEN, ESQUIRE
22 ROBERT SOKOHL, ESQUIRE
23 Sterne Kessler Goldstein Fox
24 1100 New York Avenue, N.W.
25 Washington, D.C. 20005
26 (202) 371-2600
27 rbemben@skgf.com
28 rsokohl@skgf.com

1 C O N T E N T S

2 KENDYL A. ROMAN EXAMINATION

3 By Mr. Sigmond 5

4

5 Afternoon Session - Page 128

6

7 E X H I B I T S

8 EXHIBIT NO. PAGE NO.

9 Exhibit 1019 (IBG) Declaration '411 13

10 Exhibit 1007 (IBG) Declaration '132 14

11 Exhibit 1017 (IBG) TSE Trading Terminal

12 Operating Guide 111

13 Exhibit 1025 (IBG) Roman CV 27

14 Exhibit 1021 (IBG) Materials considered '411 22

15 Exhibit 1020 (IBG) CV 27

16 Exhibit 1026 (IBG) Materials considered '132 22

17 Exhibit 1012 (IBG) CBM of '132 63

18 Exhibit 1001 (IBG) CBM of '411 44

19 Exhibit 1001 (IBG) CBM of '132 44

20 Exhibit 2104 (IBG) 181 Table of Contents 21

21 Exhibit 2105 (IBG) 182 Table of Contents 21

22 Exhibit 2106 document 149

1 P R O C E E D I N G S

2 Whereupon,

3 KENDYL A. ROMAN,

4 was called as a witness by counsel for Patent Owner,

5 and having been duly sworn, was examined and

6 testified as follows:

7 CROSS EXAMINATION

8 BY MR. SIGMOND:

9 Q. Good morning, Mr. Roman.

10 A. **Good morning.**

11 Q. Nice to see you again. Could you please
12 state your name and address for the record?

13 A. **Kendyl Allen Roman, and the address of my
14 lab is 3277 Kifer Road, Santa Clara, California.**

15 Q. And you understand you're under oath this
16 morning?

17 A. **Yes.**

18 Q. And this means you're sworn to tell the
19 truth as if you were in a court with a judge and a
20 jury?

21 A. **Yes.**

22 Q. Is there anything that would prevent you

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.