

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

- - -
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.

- - -
CBM2015-00179 (Patent No. 7,533,056 B2)
CBM2015-00181 (Patent No. 7,676,411 B2)
CBM2015-00182 (Patent No. 6,772,132 B1)

- - -
June 6, 2016
10:30 a.m.

- - -
TELECONFERENCE IN THE ABOVE MATTER

- - -
BEFORE: MEREDITH C. PETRAVICK
SALLY C. MEDLEY
JEREMY M. PLENZLER
Administrative Patent Judges

- - -
VERITEXT NATIONAL COURT REPORTING COMPANY

MID-ATLANTIC REGION
1250 Eye Street, NW, Suite 1201
Washington, DC 20005

IBG 1043
IBG v. TT
CBM2015-00181

1 APPEARANCES:

2 STERNE, KESSLER, GOLDSTEIN & FOX, P.L.L.C.

3 BY: LORI A. GORDON, ESQUIRE

ROBERT E. SOKOHL, ESQUIRE

4 1100 New York Avenue, N.W.

Washington, D.C. 20005-3934

5 202-371-2600

lgordon-ptab@skgf.com

6 rsokohl-ptab@skgf.com

Representing the Petitioners

7
8 FINNEGAN, HENDERSON, FARABOW, GARRETT &
9 DUNNER, LLP

10 BY: RACHEL L. EMSLEY, ESQUIRE

JOSHUA L. GOLDBERG, ESQUIRE

11 Two Seaport Lane

Boston, MA 02210-2001

12 617-646-1600

rachel.emsley@finnegan.com

joshua.goldberg@finnegan.com

13 Representing the Patent Owner

14 - - -

15

16

17

18

19

20

21

22

23

24

25

1 JUDGE PETRAVICK: Good morning.

2 MS. GORDON: Good morning.

3 JUDGE PETRAVICK: This is Judge
4 Petravick. With me on the telephone are Judges
5 Medley and Plenzler. We're here for CBM2015-00179,
6 '181, and '182.

7 I understand there is a dispute about
8 the length of a deposition. We got an e-mail from
9 the Petitioner.

10 Petitioner, could you tell us who's
11 on the line for you?

12 MS. GORDON: Yes, Your Honor. This
13 is Lori Gordon from Sterne Kessler. I'm here with
14 Rob Sokohl, and I'm going to be presenting on behalf
15 of the Petitioners today.

16 JUDGE PETRAVICK: Okay.

17 And for the Patent Owner?

18 MS. EMSLEY: Good morning, Your
19 Honor. This is Rachel Emsley for the Patent Owner,
20 and with me is Josh Goldberg.

21 JUDGE PETRAVICK: Is there anybody
22 else on the line?

23 THE COURT REPORTER: Your Honor, good
24 morning. This is Susan, the court reporter.

25 JUDGE PETRAVICK: Thank you.

1 And who arranged for the court
2 reporter?

3 MS. GORDON: Petitioners did, Your
4 Honor.

5 JUDGE PETRAVICK: And you'll file the
6 transcript afterwards?

7 MS. GORDON: Yes, we will.

8 JUDGE PETRAVICK: Thank you.

9 Petitioner, since you sent us the
10 e-mail, we'll hear from you first.

11 MS. GORDON: Okay. Thank you, Your
12 Honor.

13 There are actually three topics that
14 we'd like to raise with the Board today.

15 The first, since Mr. Kawashima is a
16 Japanese resident, his native language is Japanese,
17 we believe that he is going to be interested in
18 requesting a translator for the deposition.

19 In accordance with Rule 4253, there's
20 an indication that we needed to initiate a
21 conference call with the Board before the deposition
22 on that.

23 I don't know if the panel would like
24 us to initiate another conference call when we
25 confirm that an interpreter would be needed or if we

1 can consider this as our call on the interpreter
2 issue.

3 JUDGE PETRAVICK: Does the Patent
4 Owner object to a translator? Would the Patent
5 Owner object to a translator?

6 MS. EMSLEY: No, we wouldn't object.
7 If there is a translator, we will have a check
8 translator.

9 JUDGE PETRAVICK: That's fine.
10 Then we would consider this your
11 conference call.

12 MS. GORDON: Okay. Thank you, Your
13 Honor.

14 The second issue that we wanted to
15 get guidance on related to handling any issues that
16 might arise during the deposition.

17 The process of getting Mr. Kawashima,
18 who's a Japanese resident, to agree to another
19 deposition on this matter has been quite difficult
20 and he recently agreed to be deposed in the
21 continental U.S. and that actually removes a lot of
22 the travel burden on both parties, including the
23 Patent Owner.

24 But given the unique circumstances of
25 this deposition, the fact that Mr. Kawashima is

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.