

1 UNITED STATES PATENT AND TRADEMARK OFFICE  
2 - - -  
3 BEFORE THE PATENT TRIAL AND APPEAL BOARD  
4 - - -

5 IBG LLC, INTERACTIVE BROKERS LLC,  
6 TRADESTATION GROUP, INC.,  
7 TRADESTATION SECURITIES, INC.,  
8 TRADESTATION TECHNOLOGIES, INC.,  
9 and  
10 IBFX, INC.

Petitioner

V.

11 TRADING TECHNOLOGIES INTERNATIONAL, INC.  
12 Patent Owner

13 CASE CBM2015-00179

14 U.S. Patent 7,533,056

15 CASE CBM2015-00181

16 U.S. Patent 7,676,411 B2

17 CASE CBM2015-00182

18 U.S. Patent 6,772,132 B1

19 - - -  
20 June 14, 2016

21 - - -  
22 Conference call, beginning at  
23 4:00 p.m., before LINDA ROSSI RIOS, a  
24 Federally Approved RPR, CCR and Notary  
25 Public.  
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- - -  
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B E F O R E:

SALLY C. MEDLEY, Administrative Patent Judge  
MEREDITH C. PETRAVICK, Administrative Patent Judge  
JEREMY M. PLENZLER, Administrative Patent Judge

A P P E A R A N C E S :

On Behalf of Petitioner

STERNE, KESSLER, GOLDSTEIN & FOX  
BY: LORI A. GORDON, ESQUIRE  
1100 New York Ave. NW Suite 600  
Washington, DC 20005  
202.772.8862  
lgordon-PTAB@skgf.com

On Behalf of Patent Owner

FINNEGAN, HENDERSON, FARABOW, GARRETT  
& DUNNER, LLP  
KEVIN D. RODKEY, ESQUIRE  
271 17th Street, NW  
Suite 1400  
Atlanta, GA 30363-6209  
404-653-6400  
kevin@rodkey@finnegan.com  
and  
RACHEL L. EMSLEY, ESQUIRE  
Two Seaport Lane  
Boston, MA 02210-2001  
617-646-1600  
rachel.emsley@finnegan.com

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JUDGE PLENZLER: Good afternoon.  
This is Judge Plenzler of the PTAB Appeal  
Court. This is a conference call for  
CBM2015-00179, 181 and 182. I'm joined on  
the call by Judges Medley and Petravick. Do  
we have someone on the line for petitioner?

MS. GORDON: This is Lori Gordon  
from Sterne Kessler for petitioner,  
Tradestation.

JUDGE PLENZLER: Anyone else for  
petitioner?

MS. GORDON: I think I will be  
the only one today.

JUDGE PLENZLER: How about  
patent owner?

MR. RODKEY: Good afternoon,  
Your Honor. This is Kevin Rodkey for patent  
owner, Trading Technologies. With me is  
Rachel Emsley.

JUDGE PLENZLER: Is there a  
court reporter?

COURT REPORTER: Yes, my name  
is Linda Rossi.

JUDGE PLENZLER: Patent owner,

1 did you request the court reporter?

2 MR. RODKEY: Yes, we did, and  
3 we will file the transcript of this call.

4 JUDGE PLENZLER: Thank you.

5 I understand patent owner  
6 requested the call and this is in view of the  
7 upcoming deposition of Mr. Kawashima.  
8 Basically it's with regard to your request to  
9 videotape the deposition. I just have an  
10 initial question first. I understand the  
11 parties have met for trying to come to some  
12 sort of agreement on video. Have the parties  
13 discussed the possibility of simply having  
14 audio recording of the deposition?

15 Patent owner, can you, please,  
16 address that first?

17 MR. RODKEY: No, Your Honor,  
18 the parties have not discussed that. Our  
19 position is that we think in order to assess  
20 the credibility of the questions and to  
21 determine if there are conflicting  
22 interpretations of the questions and answers,  
23 seeing the witness' reaction is going to be  
24 helpful and indicate that the witness  
25 understands a certain translation or

1 interpretation better than another.

2 JUDGE PLENZLER: Let me stop  
3 you. My understanding previously when we had  
4 the call earlier this week was that you were  
5 more concerned with just having a deposition  
6 transcript that was English language only and  
7 not capturing the Japanese language response  
8 from Mr. Kawashima. Is that incorrect?

9 MR. RODKEY: That is one of our  
10 concerns, that without having the Japanese  
11 you can't make an assessment as to which of  
12 the translations is correct because the court  
13 reporter will not capture the language in the  
14 transcript. But the witness' response to the  
15 interpretation and the witness' response to  
16 the various questions we believe will be  
17 helpful in making the assessment if there is  
18 a difference in interpretation. And that  
19 can't be captured solely by audio.

20 JUDGE PLENZLER: Let me hear  
21 from Ms. Gordon. Would you be opposed to  
22 audio?

23 MS. GORDON: We would not be  
24 opposed to audio. That would be unintrusive  
25 for the witness. I can address Mr. Rodkey's

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