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UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

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YODLEE, INC.,)
Plaintiff,)
vs.) No. 14-1445-PLS-CJB
PLAID TECHNOLOGIES, INC.,)
Defendant.)
_____)

VIDEOTAPED DEPOSITION OF DONALD BOYS
TUESDAY, APRIL 19, 2016



1 The date last modified is 8/16/2000. Do
2 you know whether that's a correct date as to when
3 this document was stored in your systems?

4 A I do not.

5 Q This is a copy of a -- at least maybe a
6 screen capture of the PCT application that was filed
7 by VerticalOne Corporation, correct?

8 A It seems to be.

9 Q Do you know whether or not this document
10 was in your files on August 16th, 2000?

11 A I don't.

12 Q And the folder path in the metadata, it
13 says "Case 3902."

14 A Folder path. Folder path. I do see that.

15 Q Do you know if Case 3902 is the case
16 number for the '077 patent?

17 A That's one of our matter numbers, and I
18 think it may very well have been the matter number
19 that resulted in the '077 patent.

20 Q Okay.

21 So this document is in the file for the
22 '077 patent but not submitted to the Patent and
23 Trademark Office; is that correct?

24 A I don't know that it was or wasn't. I
25 don't remember.

1 Q Well, we haven't seen anything in the file
2 history that shows that it was submitted to the
3 patent office, correct?

4 A Then it very likely was not.

5 Q So do you know why it was not submitted?

6 A This document?

7 Q Yes.

8 A I don't know why.

9 MR. BUROKER: And then show you this.

10 (Defendant's Exhibit 11 marked
11 for identification.)

12 BY MR. BUROKER:

13 Q So what I've marked as Exhibit 11 is a
14 document that's bearing Bates Number CCPA 917
15 through -928.

16 And it's got a title, "Summarizing the Web
17 with Auto Log-in," by inventors P. Venkat Rangan,
18 Sam Inala, and Schwark Satyavolu, May 12th, 1999.

19 Do you recognize this document?

20 A I have seen it in review in the last few
21 days, but --

22 Q What do you believe this document to be?

23 A I believe it to be at least one of the
24 documents that may have been submitted to me as
25 disclosure for preparing the 3902, what eventually

1 was the '077 patent.

2 Q So does this help confirm that 3902 is
3 your case number for the '077 patent?

4 A I think it does.

5 Q And the substance of the description here,
6 "Summarizing the Web with Auto Log-in," that
7 corresponds to your recollection of what's in the
8 '077 patent?

9 A The general nature of the patent, yes.

10 Q And it was submitted, at least according
11 to this document, May 12th, 1999, and the '077 was
12 filed June 1, 1999; is that correct?

13 A Well, I'd have to check to be sure, but I
14 think you're probably correct. Filing date was --
15 is on the patent.

16 Q Which you've got; that's Exhibit 9, if you
17 want to look at it.

18 A No, that's okay. Take your word for it.

19 Q Is three weeks a reasonable -- strike
20 that.

21 Does three weeks seem like a turnaround
22 time that you would have been able to employ from
23 the time you received the document to filing an
24 application?

25 A I think you're making an assumption,

1 actually, in the question that this was the first
2 document or my first knowledge of the technology.
3 I'm not sure that's the case.

4 Q So this could have been a subsequent
5 draft?

6 A From them, it could have been, yes. I
7 certainly didn't draft this.

8 Q So this is client-written work product?

9 A Yes, I believe it is.

10 Q Do you know why the last two pages have
11 the redactions on them? If you go to the very
12 bottom, it says "redacted."

13 A I really don't know why. I can only
14 surmise, speculate. I know why things are redacted
15 because they're privileged.

16 MR. BUROKER: We'll take that up with
17 counsel. I don't believe there's a privilege log
18 entry for this date, but maybe there is and we just
19 can't find it.

20 MR. BARKAN: Could be. This looks like
21 it's from the original CashEdge production, so I'll
22 have somebody look at it because I suspect the same
23 document was also produced with CCPA_Plaid numbers,
24 but I'll check.

25 MR. BUROKER: Yeah, we can -- that's

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