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UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD

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

Petitioner

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.

Patent Owner

CBM2016-00032 (Patent No. 7,212,999)

Deposition of CHRISTOPHER H. THOMAS, taken at McDonnell Boehnen Hulbert & Berghoff LLP, before Donna M. Kazaitis, CSR, RPR, CLR, and CRR, commencing at the hour of 12:54 p.m. on Friday, January 27, 2017.

> DIGITAL EVIDENCE GROUP 1730 M Street, NW, Suite 812 Washington, D.C. 20036 (202) 232-0646

IBG 1059 IBG v. TT CBM2016-00087

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Page 2 1 **APPEARANCES:** 2 ON BEHALF OF THE PETITIONER: 3 STERNE KESSLER GOLDSTEIN FOX 4 BY: ROBERT SOKOHL, ESQ. 5 RICHARD M. BEMBEN, ESQ. 6 1100 New York Avenue, NW 7 Washington, DC 20005 8 202.371.2600 rsokohl@skgf.com 9 rbemben@skgf.com 10 11 ON BEHALF OF THE PATENT OWNER: 12 MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP 13 BY: MICHAEL D. GANNON, ESQ. 300 South Wacker Drive 14 Chicago, Illinois 60606-6709 312.913.2139 15 gannon@mbhb.com 16 17 18 19 20 21 22

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RM

Page 4 1 (Witness sworn.) 2 CHRISTOPHER H. THOMAS, having been first duly sworn, was examined and 3 testified as follows: 4 5 EXAMINATION 6 BY MR. SOKOHL: 7 Good afternoon, Mr. Thomas. Q. 8 Good afternoon. Α. Could you state your name for the 9 0. 10 record. 11 Christopher Hugh Thomas. Α. O. We've done this a few times --12 13 Α. Yes. 14 0. -- so I'm going to just go through 15 some quick instructions. 16 Are you on any medications today? 17 Α. No. 18 Any reason why you can't give truthful Ο. 19 testimony? 20 Α. No. 21 We're going to take breaks hopefully Ο. 22 every hour. If you want a break, just feel free

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Page 5 to ask. 1 2 A. Okay. Let's try not to speak over each 3 Ο. 4 other. I think we've done a fairly good job of 5 that in the past. 6 Α. Yes. 7 You need to give verbal responses, Q. 8 like you just did. 9 Α. Yes. 10 You understand you're under oath? Q. 11 Α. I do. 12 And you have to give truthful Q. 13 testimony today? 14 Α. Yes. 15 If I ask you a question and you don't Q. 16 understand it, just ask for clarification. 17 I will. Α. 18 If you answer the question, I'm going Ο. 19 to assume you understand it. 20 Correct. Α. 21 Did you prepare for this deposition? Q. 22 I did. Α.

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