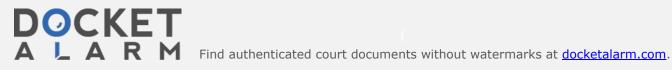
	Page 1
1	UNITED STATES PATENT AND TRADEMARK OFFICE
2	BEFORE THE PATENT TRIAL AND APPEAL BOARD
3	
4	FORD MOTOR COMPANY
	Petitioner
5	v.
	VERSATA SOFTWARE, INC.
6	Patent Owner
7	CASE CBM2016-00100 - Patent 8,805,825
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14	Monday, May 1, 2017
	4:03 p.m.
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	TELECONFERENCE IN THE ABOVE MATTER
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18	
1 0	BEFORE: SALLY MEDLEY
19 20	JAMES B. ARPIN
20 21	Administrative Patent Judges.
21 22	Veritext Legal Solutions
4	Mid-Atlantic Region
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23	Washington, D.C. 20005
24	madiffing cont, D.C. 20005
25	
-	



	Page 2
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20	Also Present: Cathy Nikkila
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Page 3

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2	JUDGE MEDLEY: All right. So we're on the
3	record. Good afternoon. This is Judge Medley, along
4	with Judge Arpin. This is a call regarding CBM
5	2016-00100.
6	I'd like to begin with a role call for
7	Petitioner.
8	MR. SMITH: Good afternoon, Judge, this is
9	Christopher Smith on behalf of Ford Motor Company, and
10	also on the call with me is Tom Lewry and Cathy Nikkila.
11	JUDGE MEDLEY: Okay, thank you.
12	MS. MOJICA: This is Lissi Mojica also on the
13	call for the Petitioner.
14	JUDGE MEDLEY: Okay. Anybody else for
15	Petitioner?
16	MR. SMITH: No, Your Honor.
17	JUDGE MEDLEY: Okay, and for Patent Owner?
18	MS. HOLOUBEK: For Patent Owner, this is
19	Michelle Holoubek and with me on the call are Rob Sterne,
20	Sal Bezos and Sharoon Saleem.
21	JUDGE MEDLEY: Okay, great, thank you very much.
22	And obviously we have a court reporter. Who requested,
23	or who is the court reporter working for?
24	MS. HOLOUBEK: The Patent Owner, Versata,
25	requested the court reporter.



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JUDGE MEDLEY: Okay, so Patent Owner, could you please file a copy of the transcript as an exhibit as soon as possible?

MS. HOLOUBEK: Yes, Your Honor.

JUDGE MEDLEY: We understand the Patent Owner requests us to expunge Petitioner's rehearing request as untimely, and if we do not, Patent Owner requests authorization to file an opposition to their -- Petitioner's rehearing request. I'd like to begin by hearing from Petitioner as to why your rehearing request was filed a day late.

MR. SMITH: Yes, Your Honor. This is Christopher Smith on behalf of the Petitioner.

It's Ford's position that it wasn't filed late. There was an issue with the -- attaching the document, and we could -- we'd actually be willing to provide a declaration that sets forth all the facts, but effectively, we went through the procedure and submitted the filing, we actually got a receipt indicating that it had been filed on April 19th at 3:18 p.m. Eastern standard time, and at that point we thought we were filed.

JUDGE MEDLEY: So you didn't check -- you didn't independently check the P -- Patent End To End system to make sure that it had been uploaded?



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MR. SMITH: It was listed on the docket report but -- would it be okay if Cathy Nikkila could speak?

She was the secretary that actually filed the document and she has information that might be helpful to the Court.

JUDGE MEDLEY: That's fine, I don't need to hear from her. I'd rather hear from counsel for Petitioner. I just wanted to know if you all had independently gone into Patent End to End to verify that, yes, it had been uploaded. I'm not saying you had to, I'm just wondering what other steps you had taken besides just receiving the receipt.

MR. SMITH: We did not independently check that based on the fact that we had received a receipt, therefore we thought it was filed.

JUDGE MEDLEY: Okay, good enough. And then I believe we contacted you the following day to say it looked like you had attempted but we don't see anything, and then you went ahead and uploaded again; correct?

MR. SMITH: That is correct, Your Honor.

Immediately after we had received your phone message,
we actually followed up with the PTAB to verify what they
wanted us to do and we were instructed to try refiling.

Apparently the issue had come down to -- with the PTAB
website, effectively a window -- after the filing issue



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