

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

YAMAHA CORPORATION OF AMERICA  
Petitioner

v.

BLACK HILLS MEDIA, LLC  
Patent Owner

---

Case No. IPR2013-00598  
U.S. Patent 8,214,873

---

**JOINT NOTICE OF STIPULATION TO AMEND SCHEDULING ORDER  
AND CONDUCT OF DEPOSITIONS**

**Stipulation 1**

In accordance with the Board's Scheduling Order (Paper No. 20), Petitioner and Patent Owner hereby jointly submit this notice that the parties have stipulated to change DUE DATES 1 and 2, as follows:

<b>Event</b>	<b>Original Due Date</b>	<b>Stipulated Due Date</b>
<b>DUE DATE 1</b> Patent Owner response to the petition and motion to amend	May 22, 2014	June 13, 2014
<b>DUE DATE 2</b> Petitioner reply to Patent Owner response and opposition to motion to amend	July 22, 2014	August 5, 2014

The parties have also agreed to consider further amendments to the Scheduling Order. Specifically, the parties have agreed to discuss stipulated changes, if any, to DUE DATE 3 after the stipulated DUE DATE 1 of June 13, 2014.

None of the stipulated dates for DUE DATES 1 and 2 are later than DUE DATE 4, and this stipulation does not affect or otherwise modify DUE DATES 4 through 7 as set forth in the Scheduling Order.

**Stipulation 2**

Pursuant to 37 C.F.R. 42.53(c)(2), the parties have stipulated to limit cross-examination of the respective parties' expert declarant in the Petition and the

expert declarant in the Patent Owner's Response to the Petition to seven (7) hours combined, to limit redirect examination of the respective parties' expert declarant to four (4) hours combined, and to limit re-cross-examination of the respective parties' expert declarant to two (2) hours combined for this proceeding and that of IPR2013-00597.

Specifically, Patent Owner has agreed to limit the cross-examination of Petitioner's expert declarant Dr. V. Michael Bove, Jr. to seven (7) hours combined and the re-cross-examination to two (2) hours combined for IPR2013-00597 and IPR2013-00598. Petitioner has also agreed to limit the redirect examination of Dr. Bove to four (4) hours combined for IPR2013-00597 and IPR-00598. The deposition of Dr. Bove for IPR2013-00597 and IPR2013-00598 is scheduled for May 29, 2014. Notice of the deposition has been filed with the Board in accordance with 37 C.F.R. 42.53(d).

Likewise, Petitioner has agreed to limit the cross-examination of the Patent Owner's expert declarant in IPR2013-00597 and IPR2013-00598 to seven (7) hours combined and the re-cross-examination to two (2) hours combined. Patent Owner has also agreed to limit the redirect examination of Patent Owner's expert declarant to four (4) hours combined for IPR2013-00597 and IPR-00598. The time and location of the cross-examination will be determined in accordance with 37 C.F.R. 42.53(d). Notice of the deposition will be filed with Board in accordance

with 37 C.F.R. 42.53(d). This stipulation is based on Patent Owner presenting a single expert declarant in its Response to the Petition.

The parties by this paper do not make any stipulation concerning cross-examination, redirect examination, or re-cross-examination of any declarant relied upon in a Patent Owner Motion to Amend or any party's reply declarant.

Respectfully submitted,

Dated: May 2, 2014

By: /Lana Gladstein/  
Lana Gladstein, Reg. No. 48,502  
Pepper Hamilton LLP  
125 High Street  
19<sup>th</sup> Floor, High Street Tower  
Boston, MA 02110  
(617) 204-5100 (telephone)  
(617) 204-5150 (facsimile)  
Counsel for Patent Owner

Respectfully submitted,

Dated: May 2, 2014

By: /Mehran Arjomand/  
David L. Fehrman, Reg. No. 28,600  
Mehran Arjomand, Reg. No. 48,231  
Morrison & Foerster LLP  
707 Wilshire Boulevard  
Los Angeles, CA 90017-3543  
(213) 892-5630 (telephone)  
(323) 210-1329 (facsimile)  
Counsel for Petitioner

**CERTIFICATE OF SERVICE**

I hereby certify that on May 2, 2014, a true and accurate copy of this paper, JOINT NOTICE OF STIPULATION TO AMEND SCHEDULING ORDER AND CONDUCT OF DEPOSITIONS, was served on the following counsel for Petitioner Yamaha Corporation of America via email:

David L. Fehrman  
Mehran Arjomand  
Morrison & Foerster LLP  
707 Wilshire Boulevard  
Los Angeles, CA 90017-3543  
Tel: (213) 892-5630  
Fax: (323) 210-1329

[dfehrman@mofoco.com](mailto:dfehrman@mofoco.com)  
[marjomand@mofoco.com](mailto:marjomand@mofoco.com)

Dated: May 2, 2014

Respectfully submitted,  
By: /Lana Gladstein/  
Lana Gladstein, Reg. No. 48,502  
Pepper Hamilton LLP  
125 High Street  
19<sup>th</sup> Floor, High Street Tower  
Boston, MA 02110  
(617) 204-5100 (telephone)  
(617) 204-5150 (facsimile)  
Counsel for Patent Owner