

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE, INC.
Petitioner,

v.

EVOLUTIONARY INTELLIGENCE, LLC,
Patent Owner

Case IPR 2014-0086
Patent No. 7,010,536

NOTICE OF DEPOSITION OF HENRY HOUH

UNDER 37 C.F.R. § 42.51-42.52

Please take notice that, pursuant to 37 C.F.R. §§ 42.51-42.52, Plaintiff Evolutionary Intelligence, LLC, by its counsel, will take the deposition upon oral examination of the persons listed below. The deposition will be held on December 2, 2014 at 9:30 a.m. in the offices of Sidley Austin LLP, 1501 K Street NW #600, Washington, D.C. 20005. The deposition will be taken before an officer authorized to administer oaths and conduct depositions, and may be recorded stenographically and on videotape, per 37 C.F.R. § 42.53, and may utilize instant visual display of the testimony. The deposition may be performed via telephone or videoconference. If the deposition is recorded via videotape or similar electronic means, Patent Owner reserves the right to use the recording at trial.

Pursuant to 37 C.F.R. 42.52(d), Evolutionary identifies the following list of exhibits on which it may rely in taking the deposition:

- Apple's Petition for Inter Partes Review No. 2014-00086
- Reply Brief of Petitioner Apple, Inc. in Support of its Petition
- Exhibit 1001
- Exhibit 1003
- Exhibit 1006
- Exhibit 1008
- Exhibit 1009

This deposition notice is being filed with the PTAB per 37 C.F.R. 42.52(d)(4).

Respectfully Submitted,

Dated: November 24, 2014

/s/Anthony J. Patek/
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CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 CFR § 42.6, that on November 24, 2014, a true and correct copy of the foregoing Deposition Notice of Henry Houh was served via email, by agreement between the parties, on the following:

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