

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BROSE NORTH AMERICA, INC.

and

BROSE FAHRZEUGTEILE GMBH & CO. KG, HALLSTADT

Petitioner

vs.

UUSI, LLC

Patent Owner

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Case IPR2014-00416

Patent 8,217,612

Case IPR2014-004417

Patent 7,579,802

The deposition of C. ART MacCARLEY,  
called for examination pursuant to the Rules of  
United States Patent and Trademark office, taken  
before CHERYL L. SANDECKI, Certified Shorthand  
Reporter for the State of Illinois, at 300 North  
LaSalle Street, Chicago, Illinois, on  
September 26, 2014, at the hour of 10:30 o'clock  
a.m.

REPORTED BY: CHERYL L. SANDECKI, CSR, RPR  
LICENSE NO.: 084-03710  
JOB NO.: 5556

1 APPEARANCES:

2 KIRKLAND & ELLIS LLP, by  
3 MR. CRAIG D. LEAVELL  
4 MS. ALYSE WU  
5 300 North LaSalle Street  
6 Chicago, Illinois 60654  
7 (312) 862-2105  
8 craig.leavell@kirkland.com  
9 alyse.wu@kirkland.com

10 Representing the Petitioner;

11 HARNESS, DICKEY & PIERCE, P.L.C., by  
12 MR. MONTE L. FALCOFF  
13 MR. MICHAEL R. NYE,  
14 5445 Corporate Drive  
15 Suite 200  
16 Troy, Michigan 48098  
17 (248) 641-1600  
18 mfalcoff@hdp.com  
19 mnye@hdp.com

20 (Telephonically) Representing the  
21 Patent Owner.  
22  
23  
24

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1 (Witness administered an oath.)

2 C. ART MacCARLEY,

3 having been first administered an oath, was

4 examined and testified as follows:

5 EXAMINATION

6 BY MR. FALCOFF:

7 Q. Dr. MacCarley, did I pronounce your  
8 name right?

9 A. Yes, you did.

10 Q. I'm Monte Falcoff. I'm an attorney for  
11 the patent owner UUSI, LLC. And for the record,  
12 if you can state your full name, date of birth  
13 and home address?

14 A. Carl Arthur MacCarley. Do you need me  
15 to spell that?

16 Q. Not for me, thank you.

17 A. My home address is 1413 Eucalyptus  
18 Road, Nipomo, spelled N-I-P-O-M-O, California,  
19 93444. My date of birth is January 10th, 1954.

20 Q. Okay. Thank you.

21 Have you been deposed before?

22 A. No.

23 Q. Okay. Have you ever testified in court  
24 before?

1           A.    No.  Oh, let me take that back.  Not on  
2    an expert witness case.  I have testified just  
3    as a witness on a civil suit.

4           Q.    Okay.  Were you a party to that?

5           A.    No.

6           Q.    Okay.  Well, let me go over just some  
7    basic ground rules of depositions.

8                   My job is to ask questions and your job  
9    is to answer them.

10                   Brose's attorney may object to my  
11    questions, but answer them anyway unless they  
12    are attorney/client privileged.

13                   You must answer all questions  
14    truthfully under penalty of perjury.  You must  
15    give answers with a yes, no or explanation.  
16    Uh-huhs and shrugs -- I can't see shrugs, and  
17    it's difficult for the court reporter to pick up  
18    the uh-huhs.

19                   I will do my best to make my questions  
20    clear.  But if you don't understand them, either  
21    technically or just the way I word them, please  
22    let me know and I will try to rephrase them.

23                   If you answer the question, I will  
24    presume you understood it.  Do you understand

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