

1 UNITED STATES PATENT & TRADEMARK OFFICE  
2 PATENT TRIAL & APPEAL BOARD

3 IPR2014-00439

4 Patent No. 7,365,871

5 IRON DOME LLC

6 Petitioner

7 v.

8 E-WATCH, INC.

9 Patent Owner

10 TELEPHONE DEPOSITION OF

11 WINSTON NINH

JANUARY 27, 2015

12  
13 TELEPHONE DEPOSITION OF WINSTON NINH,  
14 produced as a witness at the instance of the Petitioner,  
15 and duly sworn, was taken in the above-styled and  
16 numbered cause on the 27th of January, 2015, beginning  
17 at 7:03 a.m. and concluding at 8:14 a.m., before Karen  
18 Geddes, CSR in and for the State of Texas, reported by  
19 machine shorthand, at the offices of Watts Guerra LLP, 4  
20 Dominion Drive, Bldg. 3, Suite 100, San Antonio, Texas,  
21 78257, pursuant to the Federal Rules of Civil Procedure  
22 and the provisions stated on the record or attached  
23 hereto.

24  
25 Job No: 2004713

Page 1

A P P E A R A N C E S

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ALSO PRESENT:

David Monroe

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INDEX

	PAGE
Appearances.....	2
WINSTON NINH	
Examination by Mr. Yu .....	4
Examination by Mr. Curfiss.....	27
Signature and Changes.....	29
Reporter's Certificate.....	31

EXHIBITS

DESCRIPTION	PAGE
Exhibit 1006 Page 39 of 58 in the Declaration of Winston Ninh.....	14

1  
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P R O C E E D I N G S

MR. CURFISS: Before you start, I just wanted to point out for the record that Mr. David Monroe is also here.

MR. MONROE: Good morning.

MR. YU: Good morning.

WINSTON NINH,  
having been first duly sworn, testified as follows:

EXAMINATION BY COUNSEL FOR PETITIONER

BY MR. YU:

Q. Dr. Ninh, this is Steven Yu. I'm the attorney who will be asking initially the questions in this deposition, but before we get to the questions, allow me a moment to go over some preliminary matters.

The first is: Do you understand that you are under oath to make truthful statements?

A. I understand.

Q. If I ask you a question and you do not understand it, you can ask me to rephrase it or clarify it.

Do you understand that part?

A. Yes. I will do so.

Q. Okay. What will happen in this deposition is that I'll ask you questions and then you respond to my questions. On occasion after I ask a question, one of

1 attorneys -- other attorney may say "objection" with a  
2 sworn statement, so when that happens, after the  
3 objection is made, you still have to answer my question  
4 unless your attorney specifically tells you not to  
5 answer my question.

6 Do you understand that for the format for  
7 questions and answers?

8 A. Yes, I do.

9 Q. Okay. We'll try to take short breaks every  
10 hour, but if you need a break at any time for any  
11 reason, just tell us and we'll accommodate your request.

12 So let's start with the deposition  
13 questions. Dr. Ninh, could you please state your first  
14 and last name and residence address for the record,  
15 please.

16 A. First name is Winston -- W-i-n-s-t-o-n. Last  
17 name is Ninh, spelled "N" like "Nancy" -- "i" -- "n"  
18 like "Nancy" -- "h." "Ninh."

19 My current address is 13827 Shavano Mist,  
20 San Antonio, Texas, 78230.

21 Q. Dr. Ninh, you have a copy of a document that's  
22 titled "Declaration of Winston Ninh." In the bottom  
23 right corner, it says: E-Watch, Exhibit 2015; is that  
24 what you see?

25 A. Yes, I see the first page says "Exhibit 2015."

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