

In The Matter Of:

SAMSUNG

v.

BLACK HILLS MEDIA, LLC

KEVIN JEFFAY, Ph.D. - Vol. 1

January 15, 2015

MERRILL CORPORATION

LegalLink, Inc.

101 Arch Street
3rd Floor
Boston, MA 02110
Phone: 617.542.0039
Fax: 617.542.2119

UNITED STATES PATENT TRIAL BOARD

IN THE MATTER OF:

SAMSUNG,

Plaintiff,

v.

BLACK HILLS MEDIA, LLC,

Defendant.

Patent Number 8,050,652 Case Number IPR 2014-00737

Patent Number 8,050,952 Case Number IPR 2014-00740

VIDEOTAPED DEPOSITION OF KEVIN JEFFAY, Ph.D.

Taken by the Defendant
Chapel Hill, North Carolina

January 15, 2015

1 A P P E A R A N C E S:

2 ON BEHALF OF PLAINTIFF SAMSUNG:

3 ANDREA G. REISTER, ESQUIRE
4 COVINGTON & BURLING, LLP
5 One CityCenter
6 850 Tenth Street, NW Washington DC 20001 202.662.5141

7 ON BEHALF OF DEFENDANT BLACK HILLS MEDIA, LLC:

8 THOMAS J. ENGELLENNER, ESQUIRE
9 ANDREW W. SCHULTZ, ESQUIRE
10 PEPPER HAMILTON, LLP
11 19th Floor, High Street Tower
12 125 High Street
13 Boston, MA 02110
14 617.204.5100

15

16 Videotaped deposition of KEVIN
17 JEFFAY, Ph.D., taken by the defendant at Aloft, 1001
18 South Hamilton Road in Chapel Hill, North Carolina,
19 January 15, 2015 at 8:34 a.m., before Audra M. Smith,
20 RPR, FCRR, Stenographic Reporter, and Scott Swing,
21 Videographer.
22
23
24
25

26

27

28

29

30

31

32

33

34

35

1

INDEX OF EXAMINATIONS

2

THE WITNESS: KEVIN JEFFAY, Ph.D PAGE

3

Examination by Mr. Engellenner 6

4

Examination by Ms. Reister 193

5

INDEX OF EXHIBITS

6

NUMBER DESCRIPTION PAGE

7

8

Exhibit 1 Deposition Notice 7

9

Exhibit 2 Deposition Notice 7

10

Exhibit 3 U.S. Patent 8,050,652 8

11

Exhibit 4 U.S. Patent 8,045,952 9

12

Exhibit 5 Curriculum Vitae 10

13

Exhibit 6 Declaration of Kevin Jeffay, Ph.D.

14

of '652 patent 26

15

Exhibit 7 Declaration of Kevin Jeffay, Ph.D.

16

of the '952 patent 26

17

Exhibit 8 Expert report from ITC 33

18

Exhibit 9 Petition for Inter Parte's Review

19

U.S. Patent 8,050,652 47

20

Exhibit 10 Petition for Inter Parte's Review

21

U.S. Patent '952 47

22

Exhibit 11 Culbertson patent 77

23

Exhibit 12 Board's opinion 102

24

Exhibit 13 Microsoft Windows Media Player 7

25

handbook 131

1	INDEX OF EXHIBITS		
2	NUMBER	DESCRIPTION	PAGE
3	Exhibit 14	Hacker excerpt of publication	136
4	Exhibit 15	White patent	156
5	Exhibit 16	Berman patent	157
6	Exhibit 17	U.S. Patent 6,199,076	172
7			
8			
9			
10			
11			
12			
13			
14			
15			
16			
17			
18			
19			
20			
21			
22			
23			
24			
25			

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.