

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PETROLEUM GEO-SERVICES INC,
and
ION GEOPHYSICAL CORPORATION
AND ION INTERNATIONAL S.A.R.L.,
Petitioners,

v.

WESTERNGECO LLC,
Patent Owner.

IPR2014-00687 (Patent 7,162,967)
IPR2014-00688 (Patent 7,080,607)
IPR2014-00689 (Patent 7,293,520)

Oral Hearing Held: July 30, 2015

Before: JUDGE BRYAN F. MOORE, SCOTT A. DANIELS,
BEVERLY M. BUNTING, *Administrative Patent Judges*

The above-entitled matter came on for hearing on Thursday,
July 30, 2015 at the U.S. Patent and Trademark Office, 600 Dulany Street,
Alexandria, Virginia in Courtroom A at 9:05 a.m.

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

2 (9:05 a.m.)

3 JUDGE MOORE: Good morning. This is Judge
4 Moore. With me, obviously remotely, we have Judges
5 Bunting and Daniels. This is an oral hearing for cases
6 IPR2014-687, 688, and 689.

7 Each party will have 90 minutes to argue their
8 side. Petitioner, who bears the ultimate burden, will go first.
9 Petitioner can reserve some of their time until after Patent
10 Owner completes their argument. I would ask the parties to
11 hold any objections that you may have for any reason to your
12 presentation and to not interrupt the other side's presentation.

13 Because we have remote judges, some things that
14 we have to do, when you pull up demonstratives, indicate for
15 the record what page you're on. They cannot see what we see
16 here in the courtroom. When you use the ELMO and pull up
17 the evidence, indicate where that evidence is. Try to at least
18 pause a moment because it's going to take them a minute to
19 get where you are in the evidence.

20 Also, if you are making indications, circling,
21 drawing, they can't see that, so it is important to remember
22 that if you're making those kind of marks using the ELMO,
23 you have to indicate it for the record.

24 Starting with Petitioner, who do we have with us
25 today?

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1 MR. BERL: Good morning, Your Honor. David
2 Berl for Petitioner. With me are my colleagues Jessamyn
3 Berniker, Tom Fletcher, Alex Lawford, Chris Suarez, Miranda
4 Delgado, and in-house counsel for PGS, Mr. Kevin Hart.

5 JUDGE BUNTING: Excuse me. We're unable to
6 hear you.

7 JUDGE MOORE: Yes -- that's the other thing --
8 anytime you speak, please use the microphone.

9 Are we okay with just moving forward or would
10 you like to hear the roll call again?

11 JUDGE BUNTING: I'd appreciate hearing roll
12 call.

13 JUDGE MOORE: Yes, certainly.

14 MR. BERL: I apologize to Your Honors in
15 Detroit. I'm David Berl for Petitioner, and with me are my
16 colleagues Jessamyn Berniker, Tom Fletcher, Alex Lawford,
17 Chris Suarez, and Miranda Delgado, and in-house counsel for
18 PGS, Kevin Hart, is also here.

19 MR. KIKLIS: Good morning, Your Honors.
20 Michael Kiklis from Oblon for Patent Owner. With me is
21 Chris Ricciuti, Kate Cappaert, and Timothy Gilman from
22 Kirkland & Ellis, as well as we have Mitch Blakely from
23 in-house counsel.

24 JUDGE MOORE: Thank you.

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1 MR. RENNER: Your Honor, while a joinder
2 party, we wanted to announce ourselves, as well, from Ion.
3 This is Karl Renner. I'm joined by co-counsel Rob Devoto
4 and David Holt, as well as company representatives Jamey
5 Seely, Phillip Shotts, and Sanjay Shenoy.

6 JUDGE MOORE: And just for procedural
7 purposes, will the other counsel be handling the entire
8 argument or how would that work?

9 MR. RENNER: Consistent with the directive of
10 the Board, we expect the other counsel will take the oral
11 argument. If there is a reason to apprise the Board of
12 anything, we will ask permission.

13 MR. BERL: Would Your Honor like another copy
14 of the demonstrative?

15 JUDGE MOORE: Certainly, yes. You may
16 approach.

17 Do you plan on reserving time? And if you could
18 give me an estimate if --

19 MR. BERL: Yes, Your Honor. I'd estimate 30
20 minutes for rebuttal time.

21 JUDGE MOORE: Another procedural thing before
22 we get going, we will play it by ear, but we may take a
23 five-minute break between Petitioner and Patent Owner's
24 presentation. All right. Go ahead.

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