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IPR2015-00412, Paper No. 49 May 6, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC., ZTE CORPORATION and ZTE (USA) INC., Petitioner,

v.

E-WATCH, INC., Patent Owner.

Case IPR2015-00412 Patent 7,365,871 B2

Held: January 8, 2016

BEFORE: JAMESON LEE, GREGG I. ANDERSON, and MATTHEW R. CLEMENTS, Administrative Patent Judges.

The above-entitled matter came on for hearing on Friday, January 8, 2016, commencing at 1:00 p.m., at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

APPEARANCES:

ON BEHALF OF THE PETITIONER (APPLE): BRIAN M. BUROKER, ESQ. BLAIR A. SILVER, ESQ. Gibson Dunn & Crutcher LLP 1050 Connecticut Avenue, N.W. Washington, DC 20036-5306

and

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ON BEHALF OF PETITIONER (ZTE):

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ON BEHALF OF PATENT OWNER:

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and

DAVID A. MONROE, CEO e-Watch Corporation 23011 IH-10 West San Antonio, Texas 78257

1	PROCEEDINGS
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3	JUDGE LEE: Good afternoon. Welcome to the Board.
4	This is the final hearing for IPR2015-00412, and we have a
5	second IPR that's been joined to this case, that second case is
6	IPR2015-01366. Am I correct?
7	MR. BUROKER: Yes, Your Honor.
8	MR. DONAHUE: Yes, Your Honor.
9	JUDGE LEE: So, we have two judges today who are
10	attending remotely, Judge Clements from California and Judge
11	Anderson also from California. Let me remind counsel that if
12	you step away from the podium at all, our remote judges wouldn't
13	be able to see you.
14	Has either party brought paper copies of the
15	demonstratives? If you have, I would like to have them now.
16	MR. DiNOVO: We have, Your Honor.
17	MR. BUROKER: Yes, we have, Your Honor. May we
18	approach?
19	JUDGE LEE: Please.
20	MR. DiNOVO: Thank you.
21	JUDGE LEE: Thank you so much. And each side has
22	45 minutes of total argument time, and the Petitioner will begin,
23	followed by Patent Owner and ending with Petitioner. There is
24	also some materials that are subject to a motion to seal, so let me

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- 1 remind counsel not to disclose any confidential information in the
- 2 course of this hearing.
- 3 Let's start by Petitioner introducing themselves and 4 Patent Owner's counsel introducing themselves. 5 MR. BUROKER: Your Honor, Brian Buroker, Gibson Dunn on behalf of Apple, the Petitioner. With me today is my 6 7 colleague, Blair Silver, Thomas Lee from Impact will be working 8 the computer, and in-house counsel Kim Moore from Apple is 9 also present, Your Honor. 10 JUDGE LEE: Thank you so much. 11 MR. BUROKER: And also there are two counsel

12 present for the Petitioner ZTE and I will let them introduce

13 themselves.

14 MR. SHELTON: Good afternoon, Your Honor, Barry

15 Shelton, Pillsbury Winthrop Shaw Pittman for the Petitioner ZTE,

- 16 and my colleague, Brian Nash. Thank you.
- 17 JUDGE LEE: Welcome.
- 18 MR. DONAHUE: Hi, this is Greg Donahue, lead
- 19 counsel for e-Watch, the Patent Owner, and with me is Drew
- 20 DiNovo. Also in the audience we have two other lawyers from
- 21 our firm, Chris Goodpastor and Adam Price, and the founder and
- 22 president of e-Watch is also in attendance, David Monroe.
- 23 JUDGE LEE: Thank you very much.
- 24 Any time you're ready, Mr. Buroker, you may begin.

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