

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ARRIS GROUP, INC. and COX COMMUNICATIONS, INC.  
Petitioners

v.

C-CATION TECHNOLOGIES, LLC  
Patent Owner

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Case : IPR2015-00635  
U.S. Patent 5,563,883

Before BARBARA A. BENOIT, LYNNE E. PETTIGREW, and MIRIAM L.  
QUINN, Administrative Patent Judges.

**PETITIONERS' NOTICE OF DEPOSITION OF DR. CHRIS HEEGARD**

Mail Stop PATENT BOARD  
Patent Trial and Appeal Board  
United States Patent and Trademark Office  
PO Box 1450  
Alexandria, Virginia 22313-1450  
*Submitted Electronically via the Patent Review Processing System*

Pursuant to 37 C.F.R. § 42.53, Petitioners, ARRIS GROUP, INC. and COX COMMUNICATIONS, INC. (“Petitioners”), hereby provide notice that it will cross-examine Dr. Chris Heegard, on January 19, 2016. The parties have agreed that the cross-examination will begin at 9:00 AM EDT and continuing from day-to-day until concluded and will be held at the Key West Marriott Beachside Hotel, 3841 N Roosevelt Blvd, Key West, Florida 33040.

The cross-examination will be taken before a Notary Public or other officer authorized by law to administer oaths. It will be recorded using audiotape and/or stenographic means. Petitioners also may video record the cross-examination of Dr. Heegard. Counsel for Petitioner will make arrangements for the reporter and videographer.

As of the date of this Notice, Petitioner ARRIS has requested that Patent Owner secure and pay the costs of the venue for the deposition. *See* 37 C.F.R. 42.53(g) (“Except as the Board may order or the parties may agree in writing, the proponent of the direct testimony shall bear all costs associated with the testimony, including the reasonable costs associated with making the witness available for the cross-examination.”). Patent Owner has not yet responded. By submitting this Notice, Petitioner does not waive its right to seek an order from the Board compelling Patent Owner to pay these reasonable costs associated with the

deposition of Dr. Heegard given Patent Owner's insistence on conducting the deposition in Key West, Florida.

Dated: January 5, 2016

Respectfully submitted:

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**§ 42.6(e)—CERTIFICATION OF SERVICE**

In accordance with § 42.6(e)(1), the undersigned certifies that on the 5th day of January 2016, the above **PETITIONERS' NOTICE OF DEPOSITION OF DR. CHRIS HEEGARD** was served, via electronic mail upon the following counsel for Patent Owner,

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Respectfully submitted,

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*Counsel for Petitioner ARRIS Group,  
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Dated: January 5, 2016

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\* Merri Moken is being copied at the request of Patent Owner