

RECORD OF ORAL HEARING
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

OWENS CORNING

Petitioner

vs.

FAST FELT CORPORATION

Patent Owner

Case IPR2015-00650
Application 12/704981
Technology Center 1700
Patent 8,137,757 B2

Oral Hearing Held: May 11, 2016

Before: JO-ANNE M. KOKOSKI, KRISTINA M. KALAN
(via video), and BRIAN P. MURPHY (via video), Administrative Patent
Judges

The above-entitled matter came on for hearing on Wednesday,
May 11, 2016 at the U.S. Patent and Trademark Office, 600 Dulany Street,
Alexandria, Virginia in Courtroom A, at 1:00 p.m.

BEFORE: KAREN BRYNTESON, RMR, CRR, FAPR

APPEARANCES:

ON BEHALF OF THE PETITIONER:

NED PEJIC, ESQ.
JENNIFER B. WICK, ESQ.
Calfee, Halter & Griswold LLP
1405 East Sixth Street
Cleveland, OH 44114
216-622-8823

ON BEHALF OF THE PATENT OWNER:

GREG L. PORTER, ESQ.
JAMES C. WILLSON, ESQ.
Andrews Kurth LLP
600 Travis Street, Suite 4200
Houston, TX 77002
713-220-4621

JAMES D. PETRUZZI, ESQ.
The Petruzzi Law Firm
4900 Woodway Drive, Suite 745
Houston, TX 77056
713-840-9993

ALSO PRESENT:

JAMES A. GIBB, Owens Corning
STEPHEN L. SCHARF, Owen Corning

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

2 (1:00 p.m.)

3 JUDGE KOKOSKI: Please be seated.

4 Good afternoon. We will now hear argument in
5 Case Number IPR2015-00650, Owens Corning versus Fast Felt
6 Corporation, which concerns U.S. Patent Number 8,137,757.

7 I am Judge Kokoski. And Judges Kalan and
8 Murphy are appearing remotely. At this time we would like
9 counsel to state their appearances for the record. Please speak
10 into the microphone at the podium and also let us know who
11 you have with you, beginning with Petitioner, please.

12 MR. PEJIC: Ned Pejic, lead counsel for
13 Petitioner. With me as back-up counsel, Jennifer Wick. And
14 on behalf of Owens Corning, Jim Gibb and Steve Scharf.

15 JUDGE KOKOSKI: Thank you.

16 MR. PORTER: Greg Porter on behalf of Patent
17 Owner, Fast Felt. And I have Jim Petruzzi and James Willson
18 with me.

19 JUDGE KOKOSKI: Thank you.

20 Before we begin, I would like to remind the parties
21 this hearing is open to the public and a full transcript of the
22 hearing will be made part of the record.

23 Also, please keep in mind that whatever is
24 projected on the screen will not be viewable by Judges Kalan
25 and Murphy. When you refer to an exhibit on the screen,

1 please state the slide or page number to which you are
2 referring for the record.

3 This is also important for clarity in the transcript.
4 And also make sure that you are speaking into the
5 microphone, so that the remote judges can hear you.

6 In order to keep this hearing focused on the merits
7 of the case, we ask counsel not to interrupt each other to make
8 objections. Any objections can be discussed during response
9 and rebuttal time.

10 Petitioner bears the burden of proof that the claims
11 at issue are unpatentable and may proceed first. You have a
12 total of 30 minutes, and may reserve some of that time for
13 rebuttal.

14 How much time would you like to reserve, if any?

15 MR. PEJIC: 15 minutes for rebuttal.

16 JUDGE KOKOSKI: Okay. You can see we have
17 the countdown clock there, so I won't be giving you a warning
18 when we get to 15 minutes.

19 MR. PEJIC: Thank you.

20 JUDGE KOKOSKI: You can proceed when you are
21 ready.

22 MR. PEJIC: Good afternoon. Thank you for the
23 opportunity to be heard.

1 There is no dispute in this case that depositing
2 polymers on roofing and building cover materials is old and
3 well-known. I would like to refer to slide 2.

4 Lassiter Exhibit 1003 teaches nozzles 26 for
5 depositing polymer nail tabs on roofing or building cover
6 material 17. I would like to refer to slide 3, please.

7 There is also no dispute that many different
8 techniques can be interchangeably used to deposit polymers
9 on roofing and building cover materials. In particular, the art
10 of record teaches nozzles and rolls can be interchangeably
11 used.

12 Allman Exhibit 1006 teaches rolls or nozzles as
13 alternative techniques for depositing polymers on roofing or
14 building cover materials. I would like to refer you to slide 4.

15 Indeed, Patent Owner's expert agreed that nozzles
16 like ink jet and rolls, like in gravure, can be used to print on
17 building cover materials, such as wallpaper. Let me refer you
18 to slide 5.

19 There is also no dispute that using rolls to deposit
20 polymers offers recognized advantages over nozzle-type
21 deposition techniques. These recognized advantages include
22 the ability to deposit polymers on a wide range of substrates,
23 including surfaces otherwise difficult to deposit on and with
24 high quality and speed.

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