

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE, INC.,
Petitioner
v.

SUMMIT 6 LLC
Patent Owner

* * * * *
TELEPHONIC HEARING
SEPTEMBER 29, 2016
* * * * *

TELEPHONIC HEARING was taken in the above-styled and numbered cause on the 29th of September, 2016, from 10:30 a.m. to 10:36 a.m., before RHONDA HOWARD, CSR in and for the State of Texas, reported by machine shorthand, pursuant to the Federal Rules of Civil Procedure and the provisions stated on the record or attached hereto.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES

USPTO JUDGES:

Judge Blankenship, Present telephonically
Judge Braden, Present telephonically

FOR THE PETITIONER, GOOGLE, INC.:

Mr. Michael Morlock, Present telephonically
Mr. John C. Alemanni, Present telephonically
KILPATRICK, TOWNSEND & STOCKTON
1001 W. 4th Street
Winston-Salem, North Carolina 27101
(336) 607-7391
mmorlock@kilpatricktownsend.com

FOR THE PATENT OWNER, SUMMIT 6 LLC:

Mr. John Shumaker, Present telephonically
LEE & HAYES
11501 Alterra Parkway, Suite 450
Austin, Texas 78758
(512) 605-0253
LindaC@leehayes.com

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX

Appearances	2
Hearing begins	4
Reporter's Certification	9

NO EXHIBITS MARKED

1 (10:30 a.m.)

2 THE REPORTER: Do you know if you'll
3 want a copy of the transcript, sir?

4 MR. MORLOCK: Likely don't need it.

5 THE REPORTER: Okay. You can just
6 let me know at the end if you change your mind.

7 JUDGE BRADEN: On the line for Patent
8 Owner, who do we have?

9 MR. SHUMAKER: John Schumaker from
10 Lee & Hayes.

11 JUDGE BRADEN: Anyone else for Patent
12 Owner?

13 MR. SHUMAKER: No.

14 JUDGE BRADEN: Patent Owner, were you
15 the one who secured the court reporter?

16 MR. SHUMAKER: Yes, I was.

17 JUDGE BRADEN: Please make sure that
18 you get a transcript of today's call and file it in
19 the proceeding as an exhibit.

20 MR. SHUMAKER: All right. Will do.

21 JUDGE BRADEN: On the line for
22 Petitioner, who do we have?

23 MR. MORLOCK: This is Michael Morlock
24 from Kilpatrick Townsend for Petitioner.

25 JUDGE BRADEN: Anyone else for

1 Petitioner?

2 MR. MORLOCK: Also with me is John
3 Alemanni, lead counsel.

4 JUDGE BRADEN: Anyone else for
5 Petitioner?

6 MR. MORLOCK: Just the two of us,
7 thank you.

8 JUDGE BRADEN: Very good. We
9 understand that Patent Owner requested the
10 conference call today to discuss limiting the public
11 availability of proceeding documents pending its
12 appeal to the Federal Circuit. So let's go ahead
13 and hear from Patent Owner first.

14 MR. SHUMAKER: Yes. Thank you --
15 thank you very much, Your Honor.

16 Patent Owner expects and intends to file a
17 notice of appeal with the Federal Circuit for both
18 of these cases. And in that event what Patent Owner
19 requests is that the record in the proceeding --
20 actually, both proceedings be preserved pending the
21 outcome of any possible appeal. And in particular,
22 we request that there -- that all sealed documents
23 would be preserved in their nonpublic form pending
24 the appeal.

25 And after the appeal then Patent Owner

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.