

1 SEPTEMBER 29, 2015 HEARING

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

4 SAMSUNG ELECTRONICS CO., LTD., SAMSUNG DISPLAY
5 CO.,
6 LTD, and SONY CORPORATION,

7 Petitioner,

8 v.

9 SURPASS TECH INNOVATION LLC,

10 Patent Owner.

11

_____ Case IPR2015-00887

12

Patent 7,420,550 B2

13

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

16 SONY CORPORATION, SAMSUNG ELECTRONICS CO.,
17 LTD., and
18 SAMSUNG DISPLAY CO., LTD.,

19 Petitioner,

20 v.

21 SURPASS TECH INNOVATION LLC,

22 Patent Owner.

23

_____X Case IPR2015-00863

24

Patent 7,202,843 B2

25

Job No: 98433 - TELEPHONIC HEARING

1 SEPTEMBER 29, 2015 HEARING

2

3

4

5 TELEPHONIC HEARING FOR THE U.S. PATENT

6 AND APPEALS BOARD, ADMINISTRATIVE PATENT

7 JUDGE BETH SHAW

8 on Tuesday, September 29, 2015

9 at or about 9:30 a.m.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 SEPTEMBER 29, 2015 HEARING

2 APPEARANCES:

3 PETITIONER:

4 Jay Alexander, Esq.
5 Andrea Reister, Esq.
6 COVINGTON & BURLING
7 One CityCenter
8 850 Tenth Street Northwest
9 Washington, DC 20001

10 Walter Hanley, Jr., Esq.
11 Michelle Carniaux, Esq.
12 KENYON & KENYON
13 One Broadway
14 New York, NY 10004

15 PATENT OWNER:

16 Wayne Helge, Esq.
17 DAVIDSON BERQUIST JACKSON & GOWDEY
18 8300 Greensboro Drive
19 McLean, VA 22102

1 SEPTEMBER 29, 2015 HEARING

2 P R O C E E D I N G S:

3 MS. CARNIAUX: Michelle Carniaux,
4 lead counsel on the '863 petition, and
5 backup counsel for the '887 petition.
6 And with me is Walter Hanley, backup
7 counsel on the '863 petition.

8 ADMINISTRATIVE JUDGE SHAW: Thank
9 you.

10 Who do we have for the Patent
11 Owner?

12 MR. ALEXANDER: This is Jay
13 Alexander. I am lead counsel on the
14 '887 matter and backup counsel on the
15 '863 matter. And also with me is backup
16 counsel, Andrea Riester.

17 ADMINISTRATIVE JUDGE SHAW: Thank
18 you.

19 For the Patent Owner?

20 MR. HELGE: Good morning, your
21 Honor, Wayne Helge for the Patent Owner
22 Surpass.

23 ADMINISTRATIVE JUDGE SHAW: This
24 is Judge Shaw. It sounds like we do
25 have the court reporter on the line.

1 SEPTEMBER 29, 2015 HEARING

2 I'd ask a copy of the transcript be
3 filed with the Board in due course after
4 this call.

5 Petitioner, you have requested this
6 call. What is the problem?

7 Mr. HANLEY: This is Walter Hanley.
8 We requested the conference because we
9 received objections from Patent Owner
10 the two exhibits that were submitted
11 with our petition in the '863 matter.
12 And as to certain objections, we don't
13 understand the nature of the objection.
14 And we want to be able to understand
15 that so we can determine whether or not
16 to submit supplemental evidence to
17 attempt to cure objection.

18 So we reached out to counsel for
19 Patent Owner and asked for clarification
20 relating to certain objections. And,
21 essentially, Patent Owner's counsel
22 refused to clarify.

23 So we thought, albeit reluctant,
24 with the crowded court's schedule,
25 evidentiary matters, we felt compelled,

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.