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 1              IN THE UNITED STATES DISTRICT COURT
             FOR THE EASTERN DISTRICT OF TEXAS
 2                       TYLER DIVISION

 3
   VIRNETX, INC.                  )
 4                                    DOCKET NO. 6:10cv417
      -vs-                        )
 5                                    Tyler, Texas
                                 )    12:34 p.m.
 6 APPLE, INC.                        November 1, 2012

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 8                   TRANSCRIPT OF TRIAL
                      AFTERNOON SESSION
 9         BEFORE THE HONORABLE LEONARD DAVIS,
      UNITED STATES CHIEF DISTRICT JUDGE, AND A JURY
10

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12              A P P E A R A N C E S

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24 Proceedings taken by Machine Stenotype; transcript was
   produced by a Computer.
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 1                    P R O C E E D I N G S

 2                    (Jury out.)

 3                    COURT SECURITY OFFICER:  All rise.

 4                    (Pause in proceedings.)

 5                    THE COURT:  You may be seated until the

 6  jury is ready.

 7                    (Pause in proceedings.)

 8                    COURT SECURITY OFFICER:  All rise for the

 9  jury.

10                    (Jury in.)

11                    THE COURT:  Please be seated.

12                    All right, Mr. Williams.  You may

13  proceed.

14                    MR. WILLIAMS:  Thank you, Your Honor.

15                    May it please the Court.

16  MARK JONES, Ph.D., PLAINTIFF'S WITNESS, PREVIOUSLY SWORN

17                       CROSS-EXAMINATION

18  BY MR. WILLIAMS:

19      Q.   Good afternoon, Dr. Jones.

20      A.   Good afternoon, sir.

21      Q.   My name is Danny Williams.  We met earlier,

22  right?

23      A.   Yes, sir.

24      Q.   At your deposition that was taken earlier this

25  year?
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1   the IP address is 1.15 coming in, right?

2   A.   That's right.

3   Q.   And going out, it's got a different IP

4   address, right?

5   A.   That's right.

6   Q.   So if you looked at the port address there, it

7   would be different, wouldn't it, because it's a

8   combination of a different IP address and port? Isn't

9   that correct?

10   A.   That's correct. It's been translated to the

11 different address space.

12   Q.   So you can't use the port -- the transport

13 address of the MacBook Air by the iPhone, can you? You

14 cannot directly address that transport address by the

15 iPhone. Isn't that correct?

16   A.   I can. It has multiple addresses, and one of

17 them is that transport address. Another would be its

18 internal network IP address.

19   Q.   And you will agree with me, right, that the

20 secure communication link requires direct communication?

21 Correct?

22   A.   Yes.

23   MR. WILLIAMS: And that's Slide 50, if we

24 take a look at that real quick.

25   Q.   (By Mr. Williams) This is Judge Davis'

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1   construction. A secure communication link must be a

2   direct communication link.

3   And I believe that you've told us that direct

4   communication refers to direct addressability, correct?

5   A.   That's correct.

6   MR. WILLIAMS: Let's see Slide 51 just to

7   confirm that we're not missing something.

8   Q.   (By Mr. Williams) This was in your report,

9   right?

10   A.   Yes.

11   Q.   Okay. The word directly refers to direct

12   addressability. So if addressing changes, that would

13   not be direct addressability, right?

14   A.   Well, I don't agree at all.

15   Q.   Okay.

16   A.   You'd have to look at the particulars of the

17   situation.

18   Q.   Now, a secure communication link is not

19   necessarily a VPN; isn't that right?

20   A.   That's correct.

21   Q.   Okay. Well, we don't seem to be able to agree

22   on much. Let's go to something where we might be able

23   to agree.

24   I believe that you said this morning that

25   relays -- when relay servers are used in the