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IPR2015- 01264, Paper No. 41

IPR2015- 01268, Paper No. 43

IPR2015- 01269, Paper No. 41

IPR2015- 01319, Paper No. 41

IPR2015- 01321, Paper No. 41

IPR2015- 01325, Paper No. 41

571-272-7822

September 12, 2016

RECORD OF ORAL HEARING
UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BUNGIE, INC.,
Petitioner,

vs.

WORLDS INC.,
Patent Owner.

Case IPR2015-01264 (Patent 7,945,856)
Case IPR2015-01268 (Patent 7,181,690)
Case IPR2015-01269 (Patent 7,493,558)
Case IPR2015-01319 (Patent 8,082,501)
Case IPR2015-01321 (Patent 8,145,998)
Case IPR2015-01325 (Patent 8,145,998)

BEFORE: KARL D. EASTHOM, KERRY BEGLEY, and
JASON J. CHUNG, Administrative Patent Judges.

The above-entitled matter came on for hearing on Wednesday,
August 17, 2016, at 10:00 a.m., Hearing Room A, taken at the U.S. Patent
and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

REPORTED BY: RAYMOND G. BRYNTESON, RMR,
CRR, RDR

APPEARANCES:

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P R O C E E D I N G S

(10:00 a.m.)

JUDGE CHUNG: Please be seated. This is the hearing for IPR2015-01264, 01268, 01269, 01319, 01321 and 01325.

Who do we have for Petitioner?

MR. ROSATO: Thank you, Your Honor. Michael Rosato for Petitioner. I have at counsel table with me Mr. Argenti as well as Mr. Brown, who are both co-counsel in this case.

JUDGE CHUNG: Who do we have for Patent Owner?

MR. HELGE: Good morning, Your Honor. Wayne Helge here for Patent Owner, Worlds Inc. At my table here I have Alan Wright, who is not attorney of record, he will not be presenting this morning, but he is here from my firm.

JUDGE CHUNG: Each side will have two and a half hours to present their arguments. Petitioner can reserve rebuttal time.

Would the Petitioner like to reserve any rebuttal time?

MR. ROSATO: Yes, we would, Your Honor. I will reserve an hour as of now.

JUDGE CHUNG: An hour rebuttal time?

MR. ROSATO: Yes.

1 JUDGE CHUNG: Okay. At the conclusion of
2 Petitioner's presentation, not including their rebuttal time, we
3 will take a break for lunch.

4 At this time the Panel also respectfully requests
5 each party to speak clearly into the microphone. One of the
6 Panel members is sitting remotely. And when discussing the
7 slides, please refer to the slide number and, last but not least,
8 I would like to introduce the Panel members.

9 With me today are Judges Karl Easthom and Kerry
10 Begley, and myself, Jason Chung.

11 And I would also like to add that if any of the
12 parties would like to have -- would like to get up in the
13 middle of the presentation to use the facilities, please do so
14 quietly at around 11 o'clock to minimize disturbances.

15 At this time Petitioner may proceed.

16 MR. ARGENTI: May I approach?

17 JUDGE CHUNG: You may.

18 MR. ROSATO: As a housecleaning issue, Your
19 Honor, would the Panel prefer any objections made during the
20 hearing be held in reserve until the end or during the
21 presentation? I have had panels request the former, but just a
22 question.

23 JUDGE CHUNG: If I understand your question
24 correctly, you are asking whether or not to reserve objections
25 until the end or --

1 MR. ROSATO: Exactly, just so counsel is not -- I
2 wouldn't want to interrupt counsel. I'm happy to wait until
3 the end of their speaking to note any objections that may
4 arise. If that's acceptable to the Panel, I will take that
5 approach.

6 JUDGE CHUNG: I would prefer not to have
7 objections during the proceedings.

8 MR. ROSATO: I would, too, Your Honor, but if
9 any come up.

10 JUDGE CHUNG: Okay.

11 MR. ROSATO: Okay. Well, as an initial matter
12 before we get started I just want to thank both the Panel and
13 the Patent Owner for their time today and throughout this
14 proceeding.

15 I'm going to be referring to the demonstrative
16 exhibits. And in order to try to address the issues, primarily
17 address the issues that are in dispute between the parties, I
18 may move among the slide deck and, Judge Begley, I will
19 make a point of referencing the slides so it is easy for you to
20 follow along.

21 I'm going to start with reference to slide 2. And
22 as everyone knows, there are five patents being challenged
23 here, six IPRs. The identification of those patents, the IPR
24 docket numbers and the corresponding instituted grounds of
25 challenge are presented in the slides at slides 2 through 6.

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