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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY COMPUTER ENTERTAINMENT AMERICA, LLC

Petitioner

V.

ROTHSCHILD DIGITAL MEDIA INNOVATIONS, LLC

Patent Owner

Case No. IPR2015-01364

Patent 6,101,534

* * * * *

DEPOSITION OF: MICHAEL C. BROGIOLI, Ph.D.

DATE TAKEN: THURSDAY, APRIL 28, 2016

TIME: 9:20 A.M. - 5:20 P.M.

PLACE: 1395 BRICKELL AVENUE
SUITE 700
MIAMI, FLORIDA 33131

TAKEN BEFORE: LORA LEE KNORR, FPR, RPR
AND NOTARY PUBLIC

* * * * *

1 APPEARANCES:

2 ON BEHALF OF PATENT OWNER
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I N D E X

EXAMINATION OF MICHAEL C. BROGIOLI, Ph.D.
Cross Examination by Mr. Lang 4

CERTIFICATE OF REPORTER 153

E X H I B I T S

PATENT OWNER'S EXHIBIT 2008
(DECLARATION OF MICHAEL.C. BROGIOLI, PH.D) 30

PETITIONER'S EXHIBIT 1004
(UNITED STATES PATENT, BATCHELOR) 63

PETITIONER'S EXHIBIT 1001
(UNITED STATES PATENT, ROTHSCHILD) 80

PETITIONER'S EXHIBIT 1005
(UNITED STATES PATENT, MAGES, ET AL.) 125

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

2 - - -

3 Deposition taken before Lora Lee Knorr,
4 Registered Professional Reporter and Notary Public in and
5 for the State of Florida at Large, in the above cause.

6 - - -

7 Thereupon,

8 MICHAEL C. BROGIOLI, Ph.D.,
9 was called as a witness by the Petitioner and having been
10 first duly sworn, testified as follows:

11 CROSS EXAMINATION

12 BY MR. LANG:

13 Q Good morning, Dr. Brogioli.

14 A Good morning.

15 Q My name is Mark Lang. I'll be taking your
16 deposition today. Understand you're here today to testify
17 regarding a Declaration you submitted in the matter of Sony
18 Computer Entertainment America versus Rothschild Digital
19 Media Innovations, LLC in an IPR proceeding?

20 A That's my recollection, yes.

21 Q And you're here today -- you're prepared to
22 testify on your Declaration submitted in the matter?

23 A Yes.

24 Q I want to go over some ground rules briefly.
25 You're been deposed before, correct?

1 A That is correct.

2 Q Roughly how many times?

3 A I would say 12 or so.

4 Q So if I could just ask you to let me finish my
5 question before you answer it, I would appreciate it. Do
6 you understand that?

7 A Yes.

8 Q And all your of answers should be audible to the
9 court reporter here, no head nodding, nothing like that.
10 Do you understand that?

11 A Sure.

12 Q So you said you've been deposed about 12 times.
13 Is that in a District Court litigation?

14 A District Court and some ITC matters.

15 Q Have you ever been deposed in an IPR before?

16 A Yes.

17 Q Okay. How many times?

18 A I would say three, maybe three or four.

19 Q Have you ever been deposed in a CBM?

20 A Not that I'm aware of.

21 Q Or a post grant review proceeding at the Patent
22 Office?

23 A Not that I think.

24 Q And, so, you may or may not know this, but the
25 rules regarding depositions in IPR proceedings are a little

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