

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ACTIVISION BLIZZARD, INC.,
ELECTRONIC ARTS INC.,
TAKE-TWO INTERACTIVE SOFTWARE, INC.,
2K SPORTS, INC., ROCKSTAR GAMES, INC., and
BUNGIE, INC.,

Petitioners

v.

ACCELERATION BAY, LLC,

Patent Owner

Case No. IPR2015-01996¹
Patent Number 6,829,634 B1

Before the Honorable SALLY C. MEDLEY, LYNNE E. PETTIGREW, and
WILLIAM M. FINK, *Administrative Patent Judges*.

**PETITIONERS' CONSOLIDATED NOTICE OF DEPOSITION OF
SCOTT SMITH**

¹ Bungie, Inc., who filed a Petition in IPR2016-00964, has been joined as a
petitioner in this proceeding.

NOTICE OF DEPOSITION

PLEASE TAKE NOTICE THAT, in accordance with 37 C.F.R. § 42.53, the undersigned on behalf of, and acting in a representative capacity for, Petitioners Activision Blizzard, Inc., Electronic Arts Inc., Take-Two Interactive Software, Inc., 2K Sports, Inc., Rockstar Games, Inc., and Bungie, Inc. (collectively “Petitioners”), will take the deposition of Scott Smith. Pursuant to 37 C.F.R. § 42.53(d)(1), the parties have conferred and agreed that this deposition will take place on September 29, 2016, beginning at 9:30 a.m., at the offices of Wilson, Sonsini, Goodrich & Rosati, 701 Fifth Ave., Suite 5100, Seattle, WA 98104, or at such time and place that the parties agree to, before an officer duly authorized to administer oaths under 35 U.S.C. § 23. The deposition testimony will be recorded by stenographic and/or videographic means, and real-time transcription services may be utilized.

Respectfully submitted by:

Dated: September 12, 2016

/James L. Davis, Jr./

J. Steven Baughman (lead counsel)
Reg. No. 47,414
Ropes & Gray LLP
2099 Pennsylvania Ave., NW
Washington D.C. 20006-6807
P: 202-508-4606 / F: 202-383-8371
steven.baughman@ropesgray.com

Andrew Thomases (backup counsel)
Reg. No. 40,841
ROPES & GRAY LLP
1900 University Ave., 6th Floor
East Palo Alto, CA 94303
P: 650-617-4712 / F: 650-566-4275
andrew.thomases@ropesgray.com

James L. Davis, Jr. (backup counsel)
Reg. No. 57,325
Ropes & Gray LLP
1900 University Avenue, 6th Floor
East Palo Alto, CA 94303-2284
P: 650-617-4794/F: 650-566-4147
james.l.davis@ropesgray.com

*Counsel for Petitioners Activision
Blizzard, Inc., Electronic Arts Inc.,
Take-Two Interactive Software, Inc.,
2K Sports, Inc., and Rockstar
Games, Inc.*

Michael T. Rosato
Andrew S. Brown
WILSON SONSINI GOODRICH
& ROSATI
701 Fifth Avenue, Suite 5100
Seattle, WA 98104-7036
mrosato@wsgr.com
asbrown@wsgr.com

Counsel for Petitioner Bungie, Inc.

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of the foregoing **PETITIONERS'**
CONSOLIDATED NOTICE OF DEPOSITION OF SCOTT SMITH was
served on September 12, 2016 in its entirety by causing the aforementioned
document to be electronically mailed, pursuant to the parties' agreement, to the
following attorneys of record:

Lead Counsel: James Hannah
Reg. No. 56,369
Kramer Levin Naftalis & Frankel LLP
990 Marsh Road
Menlo Park, CA 94025
Phone: 650-752-1712
Fax: 650-752-1812
jhannah@kramerlevin.com

Backup Counsel: Michael Lee
Reg. No. 63,941
Kramer Levin Naftalis & Frankel LLP
990 Marsh Road
Menlo Park, CA 94025
Phone: 650-752-1716
Fax: 650-752-1812
mhlee@kramerlevin.com

Shannon Hedvat
Reg. No. 68,417
Kramer Levin Naftalis & Frankel LLP
1177 Avenue of the Americas
New York, NY 10036
Phone: 212-715-9185
Fax: 212-715-8000
shedvat@kramerlevin.com

svdocketing@kramerlevin.com

Jeffrey Price
Reg. No. 69,141
Kramer Levin Naftalis & Frankel LLP
1177 Avenue of the Americas
New York, NY 10036
Phone: 212-715-7502
Fax: 212-715-8000
jprice@kramerlevin.com
svdocketing@kramerlevin.com

Counsel for Patent Owner Acceleration Bay

Dated: September 12, 2016

ROPES & GRAY LLP

/Ginny Blundell/
Ginny Blundell