

1
2 UNITED STATES PATENT AND TRADEMARK OFFICE
3 BEFORE THE PATENT TRIAL AND APPEAL BOARD

4 -----x
5 COSTCO WHOLESALE CORPORATION,
6 Petitioner,

7 vs.

8 ROBERT BOSCH LLC,
9 Patent Owner.

10
11 Case Nos.: IPR2016-00034
12 IPR2016-00036
13 IPR2016-00038
14 IPR2016-00039
15 IPR2016-00040
16 IPR2016-00041

17 U.S. Patent No. 6,973,698
18 U.S. Patent No. 6,944,905
19 U.S. Patent No. 6,292,974
20 U.S. Patent No. 7,228,588
21 U.S. Patent No. 7,484,264
22 U.S. Patent No. 8,099,823

23 -----x
24 VIDEOTAPED DEPOSITION OF DR. GREGORY W. DAVIS

25 Thursday, July 7, 2016

New York, New York

REPORTED BY: Christina Diaz, CRR, RMR, CSR, CLR

Job Number: 109888

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

July 7, 2016

9:10 a.m.

Videotaped deposition of DR. GREGORY
W. DAVIS, pursuant to notice, at the offices of
Hughes Hubbard & Reed, One Battery Park Plaza,
New York, New York, before Christina Diaz, a
Certified Realtime and Registered Merit
Reporter and Notary Public within and for the
State of New York.

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

A P P E A R A N C E S

SHEARMAN & STERLING

Attorneys for Patent Owner

599 Lexington Avenue

New York, NY 10022

BY: MARK HANNEMANN, ESQ.

PATRICK COLSHER, ESQ.

HUGHES HUBBARD & REED

Attorneys for Petitioner

One Battery Park Plaza

New York, NY 10004

BY: JAMES KLAIBER, ESQ.

ALSO PRESENT:

MANUEL GARCIA, Videographer

1 G. Davis

2 THE VIDEOGRAPHER: This is the
3 start of media labeled number one
4 of the video-recorded deposition of
5 Dr. Gregory W. Davis in the matter
6 of Costco Wholesale versus Robert Bosch
7 LLC on July 7, 2016 at approximately
8 9:10 a.m.

9 My name is Manuel Garcia. I am the
10 legal video specialist from TSG
11 Reporting, headquarters located at 737
12 Third Avenue, New York, New York. The
13 court reporter is Christina Diaz in
14 association with TSG Reporting.

15 Counsel, please introduce yourself.

16 MR. HANNEMANN: Mark Hannemann and
17 Patrick Colsher for the patent owner
18 Bosch.

19 MR. KLAIBER: James R. Klaiber,
20 Hughes Hubbard & Reed, representing
21 Costco Wholesale Corporation and
22 Dr. Davis. With me is Danielle Rosen.

23 THE VIDEOGRAPHER: Will the
24 court reporter please swear in the
25 witness.

1 G. Davis

2 G R E G O R Y D A V I S,

3 having been duly sworn by a Notary

4 Public, was examined and testified as

5 follows:

6 EXAMINATION

7 BY MR. HANNEMANN:

8 Q. Dr. Davis, you signed a number of
9 declarations related to some proposed inter
10 partes reviews of Bosch windshield wiper
11 patents, correct?

12 A. Correct.

13 Q. When did you start considering the
14 issues that you describe in those inter partes
15 review declarations?

16 A. I suppose it's about a year ago.

17 Q. And who wrote the declarations?

18 MR. KLAIBER: Objection to form.

19 A. Well, in terms of physically typing,
20 there were associates and various people, I
21 believe, typing different aspects, but these
22 are my declarations.

23 Q. Can you explain that? Other people
24 typed it, but they are your declarations?

25 A. No. Other people typed portions.

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.