

1                   IN THE UNITED STATES COURT  
2                   FOR THE DISTRICT OF DELAWARE

3                                   C.A. NO. 12-033-RGA

4           M2M SOLUTIONS, LLC, a  
5           Delaware limited liability  
6           company,

7                           Plaintiff,

8                           v.

9           MOTOROLA SOLUTIONS, INC., a  
10           Delaware corporation, TELIT  
11           COMMUNICATIONS PLC, a United  
12           Kingdom public limited  
13           company, and TELIT WIRELESS  
14           SOLUTIONS, INC., a Delaware  
15           corporation,

16                           Defendants.

17 ~~~~~

18                   AUDIO-VISUAL DEPOSITION OF  
19                                   KIMMO SAVOLAINEN

20                                   June 10, 2015

21                                   9:05 a.m.

22                                   Foley & Lardner

23                                   111 Huntington Avenue

24                                   Boston, Massachusetts

                                  Kristin M. Kelley, RPR, CRR



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1 MR. YONAY: Objection to form.

2 A. GPRS not being available at this time and  
3 just being around the corner, it would have  
4 been obvious to go to that next, but the  
5 document itself does not mention that.

6 Q. And does the document describe the CELL-EYE  
7 as communicating by one of those two modes  
8 of communication that I just described,  
9 either voiceless data messages or SMS  
10 messages?

11 A. It does describe those.

12 Q. And when it's referring to the voiceless  
13 data messages, it has data in all caps,  
14 DATA, correct?

15 A. Yes.

16 Q. And those data messages that are in all caps  
17 are something different and distinct from  
18 the SMS messages, right?

19 A. Yes. Data service and SMS are two different  
20 things.

21 Q. The data messages that the patent  
22 application is identifying were data  
23 messages sent over a circuit-switched  
24 telephone call, correct?

1 A. Depends on the definition of telephone call.

2 Q. Well, I'm talking about a two-way  
3 circuit-switched data call.

4 A. Yes, two -- two -- two-way circuit-switched  
5 data call, yes.

6 Q. And that is what's being referred to here in  
7 the patent application when it's talking  
8 about the voiceless data messages, right?

9 A. I believe so, GPRS being the next obvious  
10 choice to go to.

11 Q. Well, aside from SMS messages in September  
12 of 1998, the only other way to send data  
13 messages over a GSM cellular network was by  
14 way of circuit-switched data calls, correct?

15 A. So do you mean by circuit-switched data  
16 calls the service -- circuit-switched data  
17 service of GSM or using voice channel and  
18 modulating data?

19 Q. Yes.

20 A. So I asked one of the two or in between and  
21 you said yes.

22 Q. I see. You're describing different types of  
23 circuit-switched data calls?

24 A. You can do it in various ways. So you're



1 talking about GSM circuit-switched data  
2 service, is that correct?

3 Q. I believe so.

4 A. What was the question related to that?

5 Q. I'm asking, aside from SMS messages, the  
6 only way you could send data over the GSM  
7 network in September of 1998 was by  
8 circuit-switched data calls, right?

9 A. Not entirely true. You could send data also  
10 using DTMN.

11 Q. Do we agree when the CELL-EYE application  
12 here talks about voiceless data messages  
13 it's talking about using circuit-switched  
14 data calls?

15 A. I believe it does talk about that, GPRS  
16 being the obvious next choice.

17 Q. But GPRS not yet being available, correct?

18 MR. YONAY: In what time frame? In  
19 what time frame?

20 MR. HENSCHKE: I said September of  
21 1998.

22 A. At that point it was under specification  
23 work in ETSI, therefore not available in the  
24 networks, yes, but being the next obvious

1 Q. So I'm looking at this remote programming  
2 paragraph. Are you able to draw any  
3 conclusions as to whether it's describing  
4 programming by way of circuit-switched data  
5 calls only?

6 A. So are you still referring only to this  
7 paragraph, remote programming?

8 Q. Yes, sir.

9 A. Sorry. I forgot the question already. Can  
10 you repeat that.

11 Q. Yes. Would you agree that this remote  
12 programming paragraph in Exhibit 7 describes  
13 remote programming only in terms of being  
14 circuit-switched data calls?

15 A. I would say it describes using data calls  
16 but doesn't exclude SMS messages.

17 Q. Certainly does not include SMS messages,  
18 does it?

19 MR. YONAY: Objection.

20 A. This particular paragraph does not refer to  
21 that.

22 Q. Does not refer to what?

23 A. To SMS messages.

24 Q. If you look at the top line on page 3, this

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