

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

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SONY CORPORATION,

Petitioner,

v.

RAYTHEON COMPANY,

Patent Owner.

Case IPR2015-01201

Patent 5,591,678

The deposition of EUGENE ARTHUR FITZGERALD, PH.D., called for examination, taken before DINA G. MANCILLAS, a Certified Shorthand Reporter within and for the State of Illinois, CSR No. 84-3400 of said State, at Suite 3100, 115 South LaSalle Street, Chicago, Illinois, on May 6, 2016, at 9:00 a.m.

1 PRESENT:

2

3 TURNER BOYD LLP,
4 (San Antonio Center,
5 702 Marshall Street, Suite 640,
6 Redwood City, California 94063,
7 650-265-6109), by:

8 MR. MATTHEW SMITH,
9 smith@turnerboyd.com,

10 MR. JACOB ZWEIG,
11 zweig@turnerboyd.com

12 appeared on behalf of the Petitioner;

13

14 STEPTOE & JOHNSON, LLP,
15 (115 South LaSalle Street, Suite 3100,
16 Chicago, Illinois 60603,
17 312-577-1300), by:

18 MR. THOMAS J. FILARSKI,
19 tfilarski@steptoe.com,

20 appeared on behalf of the Patent Owner.

21

22

23

24

25

1 ALSO PRESENT:

2 Mr. William H. McInnis, Raytheon Company.

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23 REPORTED BY:

24 DINA G. MANCILLAS, CSR, RPR, CRR, CLR

25 CSR No. 84-3400

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

I N D E X

WITNESS	EXAMINATION
EUGENE A. FITZGERALD, PH.D.	
By Mr. Smith	5
By Mr. Filarski	71
By Mr. Smith	79

E X H I B I T S

*** EXHIBITS WERE RETAINED BY COUNSEL AND ARE NOT
ATTACHED TO THIS TRANSCRIPT. ***

1 (The witness was duly sworn.)

2 EUGENE ARTHUR FITZGERALD, PH.D.,
3 called as a witness herein, having been first duly
4 sworn, was examined and testified as follows:

5 EXAMINATION

6 BY MR. SMITH:

7 Q. So, Dr. Fitzgerald, good morning.
8 Thank you for coming.

9 A. Good morning.

10 Q. Could you just spell your full name for
11 the record?

12 A. Spell it letter-by-letter?

13 Q. If you would.

14 A. Yeah. All right. It's E-u-g-e-n-e, A,
15 which is for Arthur, Fitzgerald,
16 F-i-t-z-g-e-r-a-l-d.

17 Q. Great.

18 A. Officially a junior, J-r.

19 Q. Do you know any other Eugene A.
20 Fitzgeralds that are active in your field?

21 A. No.

22 Q. Have you ever had your deposition taken
23 before?

24 A. Yes.

25 Q. How many times, do you think?

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.