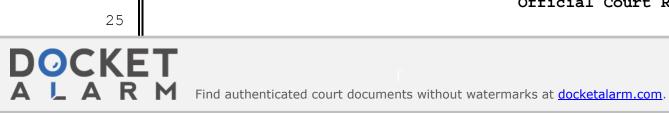
1	IN THE UNITED STATES DISTRICT COURT
2	IN AND FOR THE DISTRICT OF DELAWARE
3	
4	BRADIUM TECHNOLOGIES LLC, : CIVIL ACTION
5	Plaintiff, :
6	vs. :
7	:
8	MICROSOFT CORPORATION, :
9	Defendant. : NO. 15-0031-RGA
10	
11	Wilmington, Delaware
12	Wednesday, February 3, 2016 11:00 o'clock, a.m.
13	
14	BEFORE: HONORABLE RICHARD G. ANDREWS, U.S.D.C.J.
15	
16	APPEARANCES:
17	PHILLIPS GOLDMAN & SPENCE, P.A.
18	BY: DAVID A. BILSON, ESQ.
19	-and-
20	
21	
22	
23	
24	Valerie J. Gunning Official Court Reporter



1	APPEARANCES	(Continued):
2		WENDON C WENDON IID
3		KENYON & KENYON LLP BY: MICHAEL N. ZACHARY, ESQ.
4		-and-
5		
6		KENYON & KENYON LLP. BY: CHRIS J. COULSON, ESQ.
7		(Palo Alto, California)
9		-and-
10		BRADIUM TECHNOLOGIES LLC BY: MICHAEL SHANRAHAN, ESQ.
11		
12		Counsel for Plaintiff
13		
14 15		RICHARDS, LAYTON & FINGER, P.A. BY: KELLY E. FARNAN, ESQ.
16		-and-
17		
18		PERKINS COIE LLP BY: MATTHEW C. BERNSTEIN, ESQ. (San Diego, California)
19		(San Diego, California)
20		Counsel for Defendant
21		
22		
23		
24		
25		



1	PROCEEDINGS
2	
3	(REPORTER'S NOTE: The following conference was
4	held in chambers, beginning at 11:00 a.m.)
5	
6	THE COURT: Good morning. Please be seated.
7	This is Bradium Technologies versus Microsoft, Civil Action
8	No. 15-31.
9	I'm sorry. Mr. Coulson?
10	MR. ZACHARY: No. I'm Michael Zachary, your
11	Honor.
12	THE COURT: I assume you're a member of the
13	Delaware bar. I just have trouble remembering.
14	MR. ZACHARY: No.
15	MR. BILSON: David Bilson, your Honor.
16	Phillips, Goldman & Spence.
17	THE COURT: Oh, okay. Good morning, Mr. Bilson.
18	MR. BILSON: Good morning.
19	THE COURT: Who have you got with you here?
20	MR. BILSON: With me today are Michael Zachary
21	and Chris Coulson from Kenyon & Kenyon, and this is Michael
22	Shanrahan, general counsel for Bradium.
23	THE COURT: All right. Well, good morning to
24	you all.
25	Mr. Zachary.



1 MR. ZACHARY: Yes. 2 THE COURT: Ms. Farnan? 3 MS. FARNAN: Good morning, your Honor. today with Matthew Bernstein from Perkins Coie on behalf of 4 5 Microsoft. THE COURT: All right. And is that in Seattle 6 7 or San Francisco? 8 MR. BERNSTEIN: San Diego, your Honor. 9 THE COURT: Welcome to Delaware. 10 MR. BERNSTEIN: Thank you, your Honor. 11 THE COURT: All right. So I got the scheduling 12 order and I appreciate that, notwithstanding the litigation that has already gone on, that you worked cooperatively to 13 14 come up with essentially resolving almost everything. I would say that in regards to footnote No. 1, 15 16 because I'm going to ask Mr. Bilson to resubmit this, just 17 cross that out. If circumstances change and Microsoft 18 thinks a stay is at some later point, nothing that has happened here or by this order has any effect on that, so 19 20 you do what you need to do whether that point comes, if that 21 point comes. Is there anything else in footnote 1 that I need 22 23 to concern myself with? 24 MR. BERNSTEIN: I don't think so, your Honor.



MR. ZACHARY: No, your Honor.

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THE COURT: Okay. In terms of page 3, there are two disputes. One is the number of requests for admission.

I'm kind of inclined to go the with plaintiff's proposal because I think that generally requests for admission can serve to narrow down what's in dispute. So 15, not 25.

In terms of the depositions, as I got from looking at this, there seem to be two issues, one relating to how much of the 70 hours is party, 30(b)(6) -- how much of it is the party and how much of it is 30(b)(6). And then there seems to be a second issue perhaps of how long the inventors can be deposed for.

So I will start with the second one first. How many inventors are there?

MR. ZACHARY: There are two inventors, your Honor.

THE COURT: Are they in the U.S.?

MR. ZACHARY: No, they are not. They are both overseas in Israel, and there are two issues. One is that it's a number of hours and the discussions and we're fine with it. Ten hours per inventor would be fine with the plaintiff. But as far as the 30(b)(1) aspect of the proposal, that's also an issue for us.

THE COURT: Explain to me why.

MR. ZACHARY: Primarily because we don't control the inventors, your Honor. One of them we don't have any



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