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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD

BAKER HUGHES INCORPORATED and	)	
BAKER HUGHES OILFIELD	)	
OPERATIONS, INC.	)	
	)	
Petitioners,	)	IPR2016-01496
	)	Patent
vs.	)	7,134,505 and
	)	other patents
PACKERS PLUS ENERGY SERVICES,	)	
INC.,	)	
	)	
Patent Owner.	)	

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ORAL AND VIDEOTAPED DEPOSITION OF

HAROLD E. MCGOWEN III

July 27, 2017

-----

ORAL DEPOSITION of HAROLD E. MCGOWEN III, produced as a witness the instance of the Petitioners, and duly sworn, was taken in the above styled and numbered cause on July 27, 2017, from 8:07 a.m. to 2:50 p.m. before Jeff L. Foster, a Certified for the State of Texas, at Cassady, Curry, 2101 Cedar Dallas, Texas 75201, pursuant to Civil Procedure and the pro

<b>BAKER HUGHES, A GE COMPANY, LLC AND BAKER HUGHES OILFIELD OPERATIONS LLC</b>
Exhibit 1138
<b>BAKER HUGHES, A GE COMPANY, LLC AND BAKER HUGHES OILFIELD OPERATIONS LLC v. PACKERS PLUS ENERGY SERVICES, INC.</b>
IPR2016-01496

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD

BAKER HUGHES INCORPORATED and	)	
BAKER HUGHES OILFIELD	)	
OPERATIONS, INC.	)	
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Petitioners,	)	IPR2016-01496
	)	Patent
vs.	)	7,134,505 and
	)	other patents
PACKERS PLUS ENERGY SERVICES,	)	
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Patent Owner.	)	

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ORAL AND VIDEOTAPED DEPOSITION OF  
HAROLD E. MCGOWEN III  
July 27, 2017

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ORAL DEPOSITION of HAROLD E. MCGOWEN III, produced as a witness the instance of the Petitioners, and duly sworn, was taken in the above styled and numbered cause on July 27, 2017, from 8:07 a.m. to 2:50 p.m. before Jeff L. Foster, a Certified Shorthand Reporter in and for the State of Texas, at the offices of Caldwell, Cassady, Curry, 2101 Cedar Springs, Road, Suite 1000, Dallas, Texas 75201, pursuant to the Federal Rules of Civil Procedure and the provisions stated on the

record

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## A P P E A R A N C E S

## THE PETITIONERS:

Mr. Mark T. Garrett  
Mr. Eagle Robinson  
NORTON, ROSE, FULBRIGHT US, LLP  
98 San Jacinto Boulevard, Suite 1100  
Austin, Texas 78701-4255  
(512) 474-5201  
mark.garrett@nortonrosefulbright.com  
eagle.robinson@nortonrosefulbright.com

## FOR THE PATENT OWNER:

Mr. Justin Nemunaitis  
CALDWELL, CASSADY, CURRY  
2101 Cedar Springs Road, Suite 1000  
Dallas, Texas 75201  
(241) 888-4853  
jnemunaitis@caldwellcc.com

## ALSO APPEARING

Mr. David Guerra, videographer

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I N D E X

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1 P R O C E E D I N G S

2 THE VIDEOGRAPHER: On the record at  
3 8:07 a.m., July 27th, 2017 for the deposition of  
4 Harold E. McGowen III. Counsel, please state your  
5 appearances and the court reporter will then administer  
6 the oath.

7 MR. GARRETT: This is Mark Garrett with  
8 Norton Rose Fulbright for petitioners, and with me  
9 today is Eagle Robinson, also from Norton Rose  
10 Fulbright.

11 MR. NEMUNAITIS: Justin Nemunaitis for  
12 the respondent.

13 HAROLD E. MCGOWEN III,  
14 having been first duly sworn, testified as follows:

15 EXAMINATION

16 BY MR. GARRETT:

17 Q. Good morning, Mr. McGowen.

18 A. Good morning.

19 Q. In your second declaration, which is Exhibit  
20 2081, you don't assert that a POSITA at the time of the  
21 invention would have been dissuaded from open-hole  
22 multi-zone fracturing due to a concern with induced  
23 fractures from adjacent zones growing into each other,  
24 correct?

25 A. Can I do you mind if I look at my report?

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