

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

3

4 ARRIS GROUP, INC.,)
5)
6) Petitioner,) Case IPR2016-01160
7)
8) vs.) Patent No. 8,611,404
9)
10) TQ DELTA, LLC,)
11)
12) Patent Owner.)

13 Deposition of LANCE J. McNALLY, taken on
14 behalf of the Patent Owner, pursuant to Notice and
15 agreement of counsel, before Judith L. Leitz Moran,
16 Certified Court Reporter, at Thomas Horstemeyer,
17 L.L.P., 400 Interstate North Parkway, Suite 1500,
18 Atlanta, Georgia, on the 23rd day of February,
19 2017, commencing at the hour of 9:00 a.m.

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1 APPEARANCES OF COUNSEL:

2

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EXAMINATION

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E X H I B I T S (REFERRED TO)

EXHIBIT NO.

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1 LANCE J. McNALLY,
2 being first duly sworn, was examined as follows:

3 THE WITNESS: I do.

4 EXAMINATION

5 BY MR. WIMBISCUS:

6 Q Good morning, Mr. McNally.

7 A Good morning.

8 Q Would you state and spell your name for
9 the record, please.

10 A My full name is Lance John McNally,
11 L-A-N-C-E, J-O-H-N, M-C-N-A-L-L-Y.

12 Q What is your residence address, please?

13 A I reside at 11 Shirley Road, Townsend,
14 Massachusetts.

15 Q Covered with snow right now?

16 A I hope not. I hope it all melted, but it
17 was pretty brutal the last couple of weeks.

18 Q What is your age, please?

19 A My age, 58.

20 Q Okay. And you had your deposition taken
21 a number of times, I trust?

22 A Yes.

23 Q Okay. And just for clarity, I'll go
24 quickly through some of the ground rules just to
25 refresh you.

1 So we have a court reporter here today,
2 so you'll need to answer audibly, right?

3 A Yes, sir.

4 Q All right. And if you can wait -- do
5 your best to wait till I'm done with my question
6 before you start your answer, it will make her life
7 a lot easier.

8 A Yes, sir.

9 Q All right.

10 A She'll kick me.

11 Q Okay. I'm sure she'll give us a heads
12 up.

13 I'll try to take periodic breaks, maybe
14 every hour or so, but if you need a break before
15 then, just let me know.

16 A Yes, sir.

17 Q I just ask that you don't take a break
18 during the pendency of a question.

19 A Yes, sir.

20 Q Okay. And during the breaks that may
21 occur during the course of my cross-examination, do
22 you understand that you're not supposed to speak to
23 counsel about the substance of your testimony?

24 A Yes, sir.

25 Q Okay. Is there any reason why you would

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