

1 DR. THOMAS F. LA PORTA  
2 UNITED STATES PATENT AND TRADEMARK OFFICE

3 - - - - -  
4 BEFORE THE PATENT TRIAL AND APPEAL BOARD

5 - - - - -  
6 BRIGHT HOUSE NETWORKS, LLC  
7 WIDEOPENWEST FINANCE, LLC  
8 KNOLOGY OF FLORIDA, INC.  
9 BIRCH COMMUNICATIONS, INC.,

10 Petitioners

11 v.

12 FOCAL IP, LLC,

13 Patent Owner

14 - - - - -  
15 Case IPR2016-01259  
16 Patent Number: 8,155,298  
17 Case IPR2016-01261  
18 Patent Number: 8,457,113

19 Case IPR2016-01262  
20 Patent Number: 7,764,777  
21 Case IPR2016-01263  
22 Patent Number: 8,155,298

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24 VIDEOTAPED DEPOSITION OF DR. THOMAS F. LA PORTA

25 VOLUME I

February 23, 2017

State College, PA

Reported by: Michelle L. Hall

Job No. 119416

1 DR. THOMAS F. LA PORTA  
2 VIDEOTAPED DEPOSITION OF DR. THOMAS F. LA PORTA  
3 a witness herein, called by Patent Owner for  
4 examination, by and before Michelle L. Hall, a  
5 Registered Merit Reporter and Notary Public in  
6 and for the Commonwealth of Pennsylvania, at  
7 the Ramada State College Hotel & Conference  
8 Center, 1450 South Atherton Street, State  
9 College, PA, on Thursday, February 23, 2017, at  
10 9:45 a.m.

11 - - - - -  
12

13 COUNSEL PRESENT:

14 For the Petitioners:

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(via teleconference)

And

23 Gardiner Davis, Esquire  
24 Spencer Fane  
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(via teleconference)

1 DR. THOMAS F. LA PORTA

2 COUNSEL PRESENT (CONT.):

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9 ALSO PRESENT:

10 Regis J. (Bud) Bates

Victoria Ferrandino, Legal Video Specialist

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1 DR. THOMAS F. LA PORTA

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4 WITNESS: DR. THOMAS F. LA PORTA

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6 E X A M I N A T I O N : PAGE

7  
8 BY MR. MURPHY 7

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10  
11 E X H I B I T S (First Referenced):

12  
13 EXHIBIT 1001 Patent No. US 8,457,113 B2 37

14 June 4, 2013

15 EXHIBIT 1002 Declaration of Thomas F. 12

16 La Porta in Support of Petition for Inter  
17 Partes Review of U.S. Patent No. 8,457,113

18 EXHIBIT 1004 Patent No. 5,958,016 297

19 September 28, 1999

20 EXHIBIT 1006 Patent No. US 7,764,777 37

21 July 27, 2010

22 EXHIBIT 1007 Patent No. US 8,155,298 B2 37

23 April 10, 2012

24 EXHIBIT 1010 Notice Regarding Change of 211

25 Power of Attorney. Date Mailed:

09/25/2014. Pages 1 through 88 and

Pages 1567 through 1569

DR. THOMAS F. LA PORTA

E X H I B I T S (Marked):

EXHIBIT 2010 Patent No. US 6,574,328 B1 214

June 3, 2003

EXHIBIT 2011 Exhibit B - Opening 215

Claim Construction Expert Declaration of

Dr. Eric Burger

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