

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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JUNIPER NETWORKS, INC., RUCKUS WIRELESS, INC.,  
BROCADE  
COMMUNICATION SYSTEMS, INC., and NETGEAR, INC.,  
Petitioners,

v.

CHRIMAR SYSTEMS, INC.,  
Patent Owner.

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Case IPR2016-01389 (Patent 8,155,012 B2)  
Case IPR2016-01391 (Patent 8,942,107 B2)  
Case IPR2016-01397 (Patent 9,019,838 B2)  
Case IPR2016-01399 (Patent 8,902,760 B2)

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Record of Oral Hearing  
Held: August 31, 2017

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Before KARL D. EASTHOM, GREGG I. ANDERSON, and  
ROBERT J. WEINSCHENK, *Administrative Patent Judges.*

Case IPR2016-01389 (Patent 8,155,012 B2)  
Case IPR2016-01391 (Patent 8,942,107 B2)  
Case IPR2016-01397 (Patent 9,019,838 B2)  
Case IPR2016-01399 (Patent 8,902,760 B2)

APPEARANCES:

ON BEHALF OF THE PATENT OWNER:

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ALSO PRESENT ON BEHALF OF THE PATENT OWNER:  
JOHN AUSTERMANN, III, INVENTOR

ON BEHALF OF THE PETITIONER:

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MICHAEL R. FLEMING, ESQUIRE  
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ALSO PRESENT ON BEHALF OF THE PETITIONER:  
SCOTT COONAN, JUNIPER NETWORKS  
MATTHEW S. YUNGWIRTH, DUANE MORRIS, LLP  
CHRISTOPHER J. TYSON, DUANE MORRIS, LLP

The above-entitled matter came on for hearing on Thursday, August 31, 2017, commencing at 1:00 p.m., at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia 22314.

Case IPR2016-01389 (Patent 8,155,012 B2)  
Case IPR2016-01391 (Patent 8,942,107 B2)  
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PROCEEDINGS

JUDGE WEINSCHENK: All right. Good afternoon, everyone. This is a hearing for IPR2016-01389, 01391, 01397, and 01399, Juniper Networks, et al., v. Chromar Systems.

Let's start with appearances from the parties.

When you make your appearance, please step up to the center podium so that Judge Anderson can hear you.

Who do we have for Petitioner?

MS. GORDNIA: Good afternoon, Your Honors. I am Talin Gordnia here with Mike Fleming from Irell & Manella for Petitioner, Juniper.

Also in the room with us we have Scott Coonan, from Juniper Networks, and also from Duane Morris, we have Matt Yungwirth and Chris Tyson.

Thank you.

JUDGE WEINSCHENK: Okay. Ms. Gordnia, does Mr. Tyson represent Ruckus, Brocade, and Netgear?

MS. GORDNIA: That is right, Your Honor.

Mr. Yungwirth and Mr. Tyson represent those parties you named.

JUDGE WEINSCHENK: Okay. Thank you.

And who do we have for Patent Owner?

Case IPR2016-01389 (Patent 8,155,012 B2)  
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1 MR. ANGILERI: Your Honor, Frank Angileri for  
2 Patent Owner. Also with me are -- is Tom Lewry. We're both  
3 from Brooks Kushman.

4 And then also in the room we have Nona Durham, from  
5 our firm, and John Austermann, who's one of the inventors.

6 JUDGE WEINSCHENK: Great. Thank you.

7 MR. ANGILERI: Thank you.

8 JUDGE WEINSCHENK: So before we begin here, let's  
9 address a few housekeeping items.

10 First, as I mentioned, you can see that Judge  
11 Anderson is appearing remotely, so any time you want to speak,  
12 please step up to the center podium so that he can hear you.  
13 And I'll ask that as you refer to your slides, please identify  
14 slide numbers so that he can follow along.

15 Second issue is with regard to demonstratives. As  
16 you may recall, we had a discussion earlier this week about  
17 some objections to demonstratives. I just want to review how  
18 we discussed handling them.

19 First off, I'll remind everyone that the  
20 demonstrative slides are not evidence and are not submitted  
21 into evidence. So I think that should address most of your  
22 concerns about objections to them.

Case IPR2016-01389 (Patent 8,155,012 B2)  
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1           That said, if you do have objections, what we'll do  
2           is note them as you're -- as the opposing party is addressing  
3           the slide --

4           JUDGE EASTHOM: Excuse me. I'm sorry to interrupt,  
5           Judge Weinstein [sic], I think Judge Anderson may be frozen,  
6           according to some information that I see. I don't know if  
7           he's hearing us or --

8           JUDGE WEINSCHENK: We'll hold on a second. We'll  
9           place things on a brief hold here.

10          (Whereupon a recess was taken.)

11          JUDGE WEINSCHENK: Now that we have Judge Anderson  
12          on the phone, we'll restart here.

13          Before we lost Judge Anderson, I was talking about  
14          how we're going to handle objections to demonstratives, and  
15          the way we're going to do that is as a party is presenting, if  
16          the other party hears something that they feel is improper or  
17          prejudicial for some reason, please make a note of it and then  
18          address that objection when it's your turn to speak.

19          We will note all of your objections for the record,  
20          and we will take them up when we consider our final written  
21          decision.

22          We got some e-mails, I believe this morning,

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