

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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HTC CORPORATION, HTC AMERICA, INC., ZTE CORPORATION  
AND ZTE (USA), INC.,  
Petitioners

v.

CELLULAR COMMUNICATIONS EQUIPMENT, LLC  
Patent Owner

Case IPR2016-01493<sup>1</sup>  
Case IPR2016-01501<sup>2</sup>  
Patent 8,457,676 B2  
Technology Center 3900

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Record of Oral Hearing  
Held: November 8, 2017

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Before BRYAN F. MOORE, GREGG I. ANDERSON, and JOHN A.  
HUDALLA, *Administrative Patent Judges*.

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<sup>1</sup> HTC Corporation, HTC America, Inc., ZTE Corporation, and ZTE (USA), Inc. filed a petition in (now terminated) IPR2017-01081, and have been joined to IPR2016-01493.

<sup>2</sup> ZTE Corporation and ZTE (USA), Inc. filed a petition in (now terminated) IPR2017-01079, and have been joined to IPR2016-01501.

IPR2016-01493  
IPR2016-01501  
Patent 8,457,676 B2

APPEARANCES:

ON BEHALF OF THE PETITIONER:

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ON BEHALF OF PATENT OWNER:

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The above-entitled matter came on for hearing on Wednesday, November 8, 2017, at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

1 PROCEEDINGS

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3 JUDGE MOORE: And, so, these are hearings in case  
4 IPR2016-01493 and -01501. To get started, why don't we  
5 do a roll call of who's here? And we'll start with the  
6 Petitioner.

7 MR. NASH: Thank you, Your Honor. Brian Nash of  
8 Pillsbury, here on behalf of the HTC and ZTE petitioners.

9 MR. SAAD: Good afternoon, Your Honors, Terry  
10 Saad from Bragalone Conroy PC on behalf of the Patent  
11 Owner, Cellular Communications Equipment LLC. And  
12 with me is my colleague, John Rastegar.

13 JUDGE MOORE: Okay. The parties, I believe,  
14 should have received an e-mail, after becoming re-familiar  
15 with the cases, the fact that it's one patent, and at least the  
16 claims issues would be very similar, we're going to do one  
17 hour of total time for both cases. So Petitioner will go first.  
18 Let me know if you want to reserve time and how much  
19 time you want to reserve, and then Patent Owner will go  
20 and the Petitioner will finish with the time they have  
21 remaining.

22 Before we get going, I know there's been a lot of  
23 issues with Apple leaving the case and, so, before we get  
24 started with the argument -- and I think we'll start with  
25 Patent Owner -- are there any other peripheral issues that  
26 you feel need to be discussed?

1 MR. SAAD: None for Patent Owner, Your Honor.

2 JUDGE MOORE: Petitioner?

3 MR. NASH: We don't have any issues, Your Honor.

4 I guess I didn't receive the e-mail, but just so I understand  
5 it, from a procedural standpoint, are you anticipating that  
6 we would present both cases at once?

7 JUDGE MOORE: Right.

8 MR. NASH: I'm fine to do it that way, I just have it  
9 structured as two separate presentations. It may be a little  
10 bit of fumbling.

11 JUDGE MOORE: I'm sorry that that didn't -- I  
12 believe an e-mail should have gone out from our staff.

13 MR. SAAD: I didn't receive that e-mail either, Your  
14 Honor.

15 JUDGE MOORE: All right. I'm not sure what  
16 happened there, but we will be understanding of how it  
17 goes.

18 To the extent you want to -- there are two different  
19 pieces of prior art, to the extent you want to sort of do your  
20 first presentation and then sort of move to the second and  
21 cut it down to where you think it would be reasonable, I'm  
22 not asking you to totally merge them. We're going to be  
23 aware that this came as a surprise to me.

24 MR. NASH: No problem, Your Honor.

25 JUDGE MOORE: And how much time of the hour  
26 would you like to reserve?



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