

1 UNITED STATES PATENT AND TRADEMARK OFFICE

2 _____
3 BEFORE THE PATENT TRIAL AND APPEAL BOARD
4 _____

5 REACTIVE SURFACES LTD. LLP,

6 PETITIONER,

7 v.

8 TOYOTA MOTOR CORPORATION,

9 PATENT OWNER.
10 _____

11 CASE IPR2016-01914
12 Patent No. 8,394,618 B2

13 ORAL DEPOSITION OF DR. DAVID ROZZELL
14 TUESDAY, JUNE 6, 2017

15
16 ANSWERS AND DEPOSITION OF DR. DAVID ROZZELL,
17 produced as a witness at the instance of the Patent
18 Owner, and duly sworn, was taken on the 6th day of June,
19 2017, from 9:07 a.m. to 10:33 a.m. before Nancy A.
20 Urbanowicz, a Certified Shorthand Reporter in and for
21 the State of Texas, reported by machine shorthand, at
22 the Offices of US Legal Support, 701 Brazos Street,
23 Suite 380, Austin, Texas, pursuant to the Federal Rules
24 of Civil Procedure and provisions stated on the record
25 or attached hereto.

TOYOTA EXHIBIT 2012

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

APPEARANCES

FOR THE PETITIONER:

MR. MARK FASSOLD
Watts Guerra, LLP
4 Dominion Drive, Building 3
Suite 100
San Antonio, Texas 78257
210.447.0500
mfassold@wattsguerra.com

FOR THE PATENT OWNERS:

MESSRS. OLEG KHARITON, JOSHUA LORENTZ
Dinsmore & Shohl, LLP
225 East Fifth Street
Suite 1900
Cincinnati, Ohio 45202
513.977.8200
joshua.lorentz@dinsmore.com

ALSO PRESENT:

David Simmons
Jonathan D. Hurt
Rico Reyes

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

INDEX

PAGE

Appearances	2
DR. DAVID ROZZELL	
- Examination by Mr. Khariton	5
- Examination by Mr. Fassold	41
- Examination by Mr. Khariton	42
- Examination by Mr. Fassold	43
Signature and Changes	46
Reporter's Certificate	48

EXHIBITS

NO.	DESCRIPTION	MARKED
Exhibit 1010	Abstract of Dr. Rozzell in Support of Petition for US Patent # 8,394,618 B2	7
Exhibit 1013	SPIE Journal Abstract by Buchanan, Asano and Bohanon	10

1 THE REPORTER: This begins the oral
2 deposition of Dr. David Rozzell at 9:07 a.m. held in the
3 United States Patent and Trademark office Before the
4 Patent Trial and Appeal Board styled Reactive Surfaces
5 LTD, vs. Toyota Motor Corporation, Cause No.
6 IPR-2016-01914, Patent No. 8,394,618 B2 being taken at
7 the US Legal Support Offices at 701 Brazos Street, Suite
8 380, Austin, Texas 78701. The court reporter is Nancy
9 Urbanowicz with US Legal Support.

10 Will counsel please state their
11 appearances for the record.

12 MR. FASSOLD: Mark Fassold on behalf of
13 petitioner.

14 MR. SIMMONS: David Simmons on behalf of
15 petitioner.

16 MR. HURT: Jonathan Hurt on behalf of
17 petitioner.

18 MR. REYES: Rico Reyes on behalf of
19 petitioner.

20 MR. KHARITON: Oleg Khariton on behalf of
21 the patent owner.

22 MR. LORENTZ: Josh Lorentz on behalf of
23 the patent owner.

24

25

1 DR. DAVID ROZZELL

2 being first duly sworn, testified as follows:

3 EXAMINATION

4 BY MR. KHARITON:

5 Q. All right. Dr. Rozzell, my name is Oleg
6 Khariton, and I'm an attorney for the patent owner in
7 this proceeding. I'm going to be taking your deposition
8 today. Have you ever had your deposition taken before?

9 A. Yes.

10 Q. How many times?

11 A. Twice.

12 Q. And when was the last time?

13 A. It would have been about two years and three or
14 four months ago.

15 Q. Okay. Well, I'm going to go over a few ground
16 rules, so to speak. I'm going to be asking you a series
17 of questions, and the stenographer is going to be taking
18 down my questions and your answers. So let's do our
19 best not to talk at the same time because that's going
20 to make life difficult for her.

21 Please answer verbally. So avoid simply
22 nodding or shaking your head. If you don't understand a
23 question, just let me know, and I'll do my best to
24 clarify. If you answer a question, then I'm going to
25 assume that you heard it and that you've understood it.

Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.