

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

-----x

APPLE, INC.,)
)
 Petitioner,)
)
 vs.) IPR2017-00210
) IPR2017-00700
 CALIFORNIA INSTITUTE) IPR2017-00219
 OF TECHNOLOGY,) IPR2017-00728
) IPR2017-00701
 Patent Owner.)
)

-----x

U.S. Patent No. 7,116,710
 DEPOSITION OF DARIUSH DIVSALAR, PH.D.
 Los Angeles, California
 Tuesday, January 30, 2018

Reported By: Apple v. Caltech
 SUSAN A. SULLIVAN, CSR #3522, RPR, CRR IPR2017-00219
 Job No. 136154 Apple 1264

1 January 30, 2018

2 9:31 a.m.

3

4 DEPOSITION OF DARIUSH DIVSALAR, PH.D, taken
5 by Petitioner, at the offices of Wilson
6 Sonsini Goodrich & Rosati, 633 West Fifth
7 Street, Los Angeles, California, before
8 Susan A. Sullivan, CSR, RPR, CRR, State of
9 California.

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

A P P E A R A N C E S:

1
2
3 WILMERHALE

4 Attorneys for Apple

5 350 South Grand Avenue

6 Los Angeles, California 90071

7 BY: JAMES DOWD, ESQ.

8
9 WILSON SONSINI GOODRICH & ROSATI

10 Attorneys for California Institute of Technology

11 and the Witness

12 650 Page Mill Road

13 Palo Alto, California 94304

14 BY: MATTHEW ARGENTI, ESQ.

15 MICHAEL ROSATO, ESQ. (Telephonic appearance)

16 QUINCY LU, ESQ. (Telephonic appearance)

17
18 -and-

19
20 QUINN EMANUEL URQUHART & SULLIVAN

21 555 Twin Dolphin Drive

22 Redwood Shores, California 94065

23 BY: TODD BRIGGS, ESQ.

1 APPEARANCES (Continued):

2

3 ALSO PRESENT:

4 CHANTAL MORGAN D'APUZZO, PH.D. - Caltech,
5 Associate General Counsel

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 MR. DOWD: Just before we get started as a
2 housekeeping matter, on January 24th we requested
3 that Caltech down designate the January 15, 2015,
4 and March 3rd, 2015, depositions of Dr. Divsalar or
5 identify any basis upon which to assert that they
6 were confidential given that those are all
7 discussing prior art and we requested consent to use
8 them here at the deposition today. As I noted, all
9 the material discussion in those transcripts is
10 about prior art and therefore not confidential.
11 Caltech has to date identified no basis for
12 confidential identification of that material other
13 than to obstruct its use today. So I understand
14 that it is maintaining an objection, Caltech is, so
15 we plan to seek relief and we will plan to hold
16 today's deposition open pending that relief.

17 MR. ARGENTI: Okay. And from our
18 perspective the first time that this issue was
19 raised with PTAB counsel with Caltech was this
20 morning immediately before the deposition was to
21 begin, it was not raised to us before this despite
22 the dates that were stated by counsel, and to the
23 extent that it was raised with other counsel a few
24 days before the deposition was scheduled to begin I
25 would point out that a similar issue was raised with

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.