

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

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

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

Reported By:
 SUSAN A. SULLIVAN, CSR #3522, RPR, CRR
 Job No. 136154

1 January 30, 2018

2 9:31 a.m.

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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.

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

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17
18 -and-

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1 APPEARANCES (Continued):

2

3 ALSO PRESENT:

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

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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

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