Date: April 27, 2017

Case: Certain Mobile and Portable Electronic Devices Incorporating Haptics (Including Smartphones and Laptops) and Components Thereof

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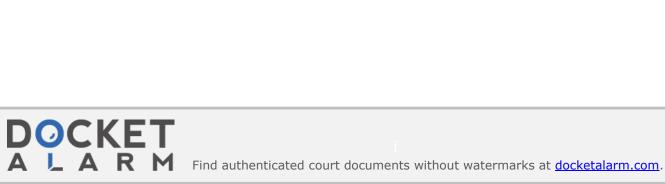


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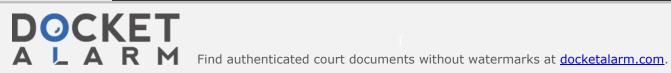
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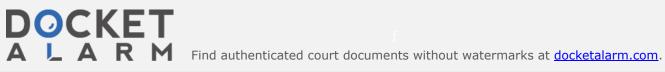
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	1	UNITED STATES OF AMERICA
	2	BEFORE THE
	3	INTERNATIONAL TRADE COMMISSION
	4	
	5	x
	6	IN THE MATTER OF: : Investigation
	7	CERTAIN MOBILE AND PORTABLE ELECTRONIC : Numbers
	8	DEVICES INCORPORATING HAPTICS (INCLUDING : 337-TA-1004
	9	SMARTPHONES AND LAPTOPS) AND COMPONENTS : 337-TA-990
	10	THEREOF : Consolidated
	11	x
	12	
	13	HEARING
	14	
	15	Thursday, April 27, 2017
	16	Courtroom C
	17	U.S. International Trade
	18	Commission
	19	500 E Street SW
	20	Washington, DC
	21	
	22	The Hearing commenced, pursuant to notice of the Judge, at
	23	10:00 a.m., before the Honorable Charles E. Bullock,
	24	Administrative Law Judge for the United States
	25	International Trade Commission.
		Page 1
1		1030 1



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PROCEEDINGS

JUDGE BULLOCK: Good morning. This is the hearing in 337-TA-1004 and 990. We'll start with

appearances.

MR. CHU: Good morning, your Honor. Morgan Chu from Irell & Manella for the Complainant Immersion, and I would like to introduce a number of other people here today. On the far left of the first row, Barbara Murphy of

Foster and Murphy, Rebecca Carson, Lisa Glasser and Richard
Birnholz. And there are a number of people from Immersion
here today that I'd like to introduce in particular two of

here today that I'd like to introduce, in particular two of them, Vic Viegas, who has been with Immersion for 18 years and is currently the chief executive officer, and Amy

Peters, who is the general counsel.

Good morning.

JUDGE BULLOCK: Good morning.

MR. FOWLER: Good morning, your Honor.

JUDGE BULLOCK: Good morning.

MR. FOWLER: Mark Fowler from DLA representing Respondents Apple and AT&T Mobility. I have a number of my colleagues here from DLA as well and I'd like to introduce them.

Starting in the front, Erin Gibson, Sean

Cunningham, Brian Erickson, Robert Buergi, Summer Torres,

²⁵ Jacob Anderson, Bob Williams, Todd Patterson, Krista

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The one -- normally, if it was a weather thing, Rina could send you an e-mail, whatever. If there's a period over the weekend, let's say, where the government is shut down, none of us can communicate with you, but I would encourage you to watch TV, see if the government is reopened. As soon as it is reopened, we will let you know what's going on.

Obviously, everyone is hopeful that the government won't be closed, but we'll have to see.

If we go beyond Tuesday, which is very unlikely, but if we do, I think we're going to have to talk about rescheduling, but we'll cross that bridge when we get to it. Hopefully we won't.

Okay. Witness binders. At the end of the trial, I'm going to direct the parties to remove the witness binders from the courtroom.

As far as sequestration of fact witnesses, if a party requests that, I will do that. But if not, I don't require it on my own. But if a party is concerned about that, then I will require that the other witnesses be sequestered as appropriate.

Okay. Respondents withdrew two of their high priority objections. Respondents also objected to certain exhibits as lacking a sponsoring witness. So the objection -- that objection was denied as premature, so it's possible, unless the parties have come to agreement,

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Grewal, Erin McLaughlin, Katherine Chung, Assa Wynn-Grant and Jonathan Hicks. Also with us from Apple today is

3 in-house counsel Kim Moore.

MR. HERSHKOWITZ: Good morning, your Honor, Benjamin Hershkowitz from Gibson, Dunn representing the AT&T Respondents. And with me today from AT&T's legal department is Brian Gaffney.

MS. MURRAY: Good morning, your Honor, Lisa Murray on behalf of the Office of Unfair Import Investigations, and with me is David Lloyd, also OUII.

JUDGE BULLOCK: Okay. I received the list of issues the parties would like to discuss. I'm going to go through my list. I think some of these questions will be answered, but to the extent they're not, we can discuss them afterwards.

Okay. Parties have already been informed about how I generally handle expert reports, discovery responses and so forth, so I'm not going to discuss that anymore.

I'm going to ask the parties to give me an updated schedule of estimated time and date of hearing witnesses, unless the parties have already prepared one. I know that some witnesses will be appearing just by their witness statements being entered in.

Okay. Possible government shutdown, and I know that's one of the concerns that the parties had as well.

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that I might have to deal with that on a case-by-case
 basis.

Okay. I did grant a couple of requests to receive evidence without a sponsoring witness. However, that doesn't mean that those exhibits are actually in evidence, so you're still going to have to move them in evidence at an appropriate time.

We have four stipulations, JX-35, JX-36, JX-37 and JX-382. So parties can offer them in at an appropriate time and I will receive them into evidence.

Okay. Parties are aware we're scheduled -we're starting today. We will be ending on May 4. The
courtroom hours are 9:00 to 4:30. I usually take two
15-minute breaks, one in the morning, one in the afternoon,
and then an hour for lunch.

Just so you're aware, I am not going to be extending the hearing hours, so it's incumbent on the parties to make sure that everything is finished on next Thursday at 4:30.

I have an internal meeting to attend on Monday, so this meeting is right before lunch. We are going to break from 10:45 a.m. to 1:15 p.m. That will allow me to go to the meeting, and then we'll have our lunch break.

Okay. Allocation of time. Basically, the allocation will be Complainants, 45 percent, Respondents,



3 (Pages 6 to 9)

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