

1 Mitchell deLong

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

4
5
6 MICRO LABS LIMITED and MICRO LABS USA INC.

7 Petitioners

8 v.

9 SANTEN PHARMACEUTICAL CO., LTD. and

10 ASAHI GLASS CO., LTD.

11 Patent Owners

12
13 Case IPR2017-01434

14 U.S. Patent No. 5,886,035
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19 DEPOSITION OF MITCHELL deLONG

20 Washington, D.C.

21 July 12 2018

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23
24 Reported by: Mary Ann Payonk

25 Job No. 143913

1 Mitchell deLong

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July 12, 2018

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9:00 a.m.

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Deposition of Mitchell deLong, held at

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the offices of Pillsbury Winthrop Shaw Pittman

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LLP, 1200 Seventeenth Street, N.W., Washington,

11

D.C., pursuant to Notice before Mary Ann

12

Payonk, Nationally Certified Realtime Reporter

13

and Notary Public of the District of Columbia,

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Commonwealth of Virginia, and State of New

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York.

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1 Mitchell deLong

2 APPEARANCES:

3 ON BEHALF OF PATENT OWNERS SANTEN
4 PHARMACEUTICAL CO., LTD., and ASAHI GLASS CO.,
5 LTD:

6 ARLENE CHOW, ESQUIRE
7 ERNEST YAKOB, ESQUIRE
8 HOGAL LOVELLS US
9 875 Third Avenue
10 New York, New York 10022

11
12 ON BEHALF OF PETITIONERS:

13 CEDRIC TAN, ESQUIRE
14 YUN WEI, ESQUIRE
15 ALTON HARE, ESQUIRE
16 PILLSBURY WINTHROP SHAW PITTMAN
17 1200 Seventeenth St., N.W.
18 Washington, D.C. 20036

19
20 ALSO PRESENT:

21 Lilith Short, Legal Video Specialist
22
23
24
25

1 Mitchell deLong

2 THE VIDEOGRAPHER: This is the
3 start of tape labeled number 1A of the
4 videotaped deposition of Mitchell deLong
5 in the matter of Micro Labs Limited and
6 Micro Labs USA Incorporated versus
7 Santen Pharmaceutical Company et al. in
8 the Court of the Patent Trial and Appeal
9 Board, Case Number 1PR2017-01434.

10 This deposition is being held at
11 1200 17th Street, Northwest, Washington,
12 D.C. on July 12, 2018 at approximately
13 9:26 a.m.

14 My name is Lilith Short from
15 TSG Reporting, Inc., and I'm the legal
16 video specialist.

17 The court reporter is Mary Ann
18 Payonk in association with
19 TSG Reporting.

20 Will counsel please introduce
21 yourselves?

22 (Whereupon, counsel placed their
23 appearances on the video record.)

24 THE REPORTER: I'll swear the
25 witness.

1 Mitchell deLong

2 MITCHELL DELONG,

3 called as a witness, having been duly
4 sworn, was examined and testified as
5 follows:

6 EXAMINATION

7 BY MS. CHOW:

8 Q. Dr. deLong, this is the second time
9 that I've taken your deposition; correct?

10 A. Yes.

11 Q. You've just been sworn in, but just
12 for clarity, are you suffering from any malady
13 or illness that would impact your ability to
14 testify truthfully and accurately today?

15 A. No.

16 Q. Are you taking any medication that
17 would impact your ability to testify truthfully
18 and accurately today?

19 A. No.

20 Q. And can we agree that if you do not
21 understand a question that I pose, that you
22 will seek clarification?

23 A. I will.

24 Q. And can we also agree that if you
25 answer a question that I pose, that you

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