

1 UNITED STATES PATENT AND TRADEMARK OFFICE
2
3 BEFORE THE PATENT TRIAL AND APPEAL BOARD
4

5
6 GOOGLE LLC,
7 Petitioner,

8 v.

9 BLACKBERRY LTD.,
10 Patent Owner.

11
12 Case No. IPR2017-01619
Patent 8,489,868 B2

13
14 Case No. IPR2017-01620
15 Patent 8,489,868 B2
16

17 DEPOSITION OF DR. PATRICK DREW McDANIEL
18 Washington, D.C.
19 Wednesday, February 21, 2018
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23
24 Reported by: John L. Harmonson, RPR
25 Job No. 137655

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February 21, 2018

9:37 a.m.

Deposition of DR. PATRICK DREW McDANIEL,
held at the offices of Paul Hastings LLP, 875
Fifteenth Street, N.W. Washington, D.C., pursuant
to Notice, before John L. Harmonson, a Registered
Professional Reporter and Notary Public of the
Commonwealth of Virginia, who officiated in
administering the oath to the witness.

A P P E A R A N C E S

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2
3 On Behalf of the Petitioner:

4 PAUL HASTINGS
5 875 15th Street, N.W.
6 Washington, D.C. 20005

7 BY: PHILLIP CITROEN, ESQ.
8 JOSEPH PALYS, ESQ.
9

10 On Behalf of Patent Owner:

11 SIDLEY AUSTIN
12 1501 K Street, N.W.
13 Washington, D.C. 20005

14 BY: SAMUEL DILLON, ESQ.
15 SHARON LEE, ESQ.
16 CHING-LEE FUKUDA, ESQ.
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1 P. McDANIEL

2 -----
3 P R O C E E D I N G S

4 9:37 a.m.
5 -----

6 Whereupon,

7 PATRICK DREW McDANIEL,

8 after having been first duly sworn or affirmed,

9 was examined and did testify under oath as

10 follows:

11 MR. CITROEN: Just quickly for the
12 record. This morning, counsel for
13 BlackBerry approached counsel for Google for
14 the first time with a proposal that there be
15 two different questioners splitting up the
16 deposition of Dr. McDaniel this morning. So
17 after conferring, the parties have agreed to
18 the following:

19 So there will be one depo, one
20 transcript. The parties have agreed that
21 counsel for BlackBerry can split up the
22 questioners for the transcript that
23 corresponds to IPR2017-01619 and
24 IPR2017-01620.

25 The condition to that is that the

1 P. McDANIEL

2 deposition end at 7:00 p.m. and that the
3 examiners do not cover the same subject
4 matter with the deponent. So one
5 questioner, Sam I believe, will ask
6 questions related to the Garst declaration,
7 which is IPR2017-01619, and Ms. Lee will ask
8 questions related to IPR2017-01620.

9 MR. DILLON: This is Sam for patent
10 owner. Just the only clarification I would
11 add to that is clearly there is certain
12 overlapping subject matter between the two
13 proceedings. But we understand and we'll
14 attempt to abide by the agreement with not
15 going over the same subject matter twice to
16 the extent it's possible with the
17 overlapping subject matter of the two
18 proceedings.

19 MR. CITROEN: That's fair.

20 EXAMINATION

21 BY MR. DILLON:

22 Q. Good morning, Dr. McDaniel.

23 A. Good morning.

24 Q. Have you ever been deposed before?

25 A. I have.

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