

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SONOS, INC.

Petitioner

v.

IMPLICIT

Patent Owner

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Case IPR2018-00766

Case IPR2018-00767

Patent No. 8,942,252

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REMOTE CONFERENCE CALL

January 25, 2023

1:00 p.m. EST

Reported by:

Janice M. Koczek, CSR, CLR

Job No. 53231

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1                   Report of Proceedings at the remote  
2 conference call, reported stenographically by  
3 Janice M. Kocek, License No. 084-002871,  
4 Certified Shorthand Reporter and Certified  
5 LiveNote Reporter, and Notary Public of the State  
6 of Illinois, commencing at the hour of 1:00 p.m.  
7 EST, on the 25th of January, 2023.

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

2 \*\* ALL PARTIES APPEARING REMOTELY \*\*

3

4 PANEL MEMBERS:

5 JUDGE SHEILA F. MCSHANE

6 JUDGE NABEEL KHAN

7

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1 JUDGE MCSHANE: This is Judge McShane  
2 with Nabeel Khan.

3 We're here to discuss some  
4 issues in IPR-2018-00766 and 767 and these  
5 are the Sonos v. Implicit cases.

6 Who do we have on for  
7 petitioner?

8 MR. RICHTER: Good morning, Your  
9 Honor. This is Cole Richter on behalf of  
10 petitioner Sonos, Inc. And I believe with  
11 me is cocounsel from my firm and that's  
12 Andrew Gerla. Thank you.

13 JUDGE MCSHANE: Thank you.

14 MR. GERLA: Yes, Your Honor, Andrew  
15 Gerla here.

16 JUDGE MCSHANE: I assume we have a  
17 court reporter on the line; is that  
18 correct?

19 THE STENOGRAPHER: Yes, this is  
20 Janice Kocek.

21 JUDGE MCSHANE: Who do we have on for  
22 the patent owner?

23 MR. MCANULTY: Thank you, Your Honor.  
24 Tim McAnulty on behalf of patent owner.  
25 And yes -- sorry, Your Honor. We did

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1 request a court reporter.

2 JUDGE MCSHANE: Can I ask you to,  
3 once you get the transcript, could you get  
4 that on the docket if you wouldn't mind?  
5 Is that okay?

6 MR. MCANULTY: Yes, Your Honor.

7 JUDGE MCSHANE: Very good. Thank  
8 you.

9 So what I'm going to do here,  
10 which is perhaps a little bit unusual, is  
11 I'm going to provide a little recap of  
12 what's gone on so far that we're aware of,  
13 that is that -- that's in our record.

14 And if I'm not getting anything  
15 correct as I recount it here, please  
16 correct me, parties, okay?

17 So what happened here is the  
18 final written decisions were issued in  
19 these case in September 2019. So the  
20 patent owner appealed to the federal  
21 circuit. While the appeal was pending, the  
22 patent owner filed a -- I believe it was  
23 pending -- the patent owner filed a request  
24 for rehearing by the director.

25 And in that, patent owner argued

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