

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

UNIVERSAL SECURE REGISTRY LLC,
Patent Owner.

Case IPR2018-00812 (Patent 8,856,539 B2)
Case CBM2018-00024 (Patent 8,577,813 B2)
Case CBM2018-00025 (Patent 8,577,813 B2)

Record of Oral Hearing
Held: August 27, 2019

Before PATRICK R. SCANLON, GEORGIANNA W. BRADEN, and
JASON W. MELVIN, *Administrative Patent Judges*.

IPR2018-00812 (Patent 8,856,539 B2)
CBM2018-00024 (Patent 8,577,813 B2)
CBM2018-00025 (Patent 8,577,813 B2)

APPEARANCES:

ON BEHALF OF THE PETITIONER:

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ALSO PRESENT:

DEREK A. GOSMA, MATTHEW A. ARGENTI, and ANDREW N.
STEIN, ON BEHALF OF THE PETITIONER

JAMES GLASS, RAZMIG MESSERIAN, TIGRAN GULEJIAN, and
JORDAN B. KAERICHER, ON BEHALF OF PATENT OWNER

The above-entitled matter came on for hearing on Tuesday, August 27, 2019, commencing at 12:04 p.m., at the Texas Regional Office of the United States Patent and Trademark Office, 207 South Houston Street, Suite 159, Dallas, Texas 75202.

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1 PROCEEDINGS

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3 2:04 p.m.

4 JUDGE BRADEN: Please be seated.

5 Judge Scanlon, Judge Melvin, are you both ready to
6 go?

7 JUDGE MELVIN: I am.

8 JUDGE SCANLON: Yes, I am.

9 JUDGE BRADEN: Very good. Court reporter, are you
10 ready to go?

11 THE COURT REPORTER: Yes, ma'am.

12 JUDGE BRADEN: Excellent. Good afternoon, everyone.
13 We're convened here today for oral arguments in IPR2018-00812,
14 which challenges U.S. Patent No. 8,856,539; as well as
15 CBM2018-00024, and CBM2018-00025, both of which challenge U.S.
16 Patent No. 8,577,813.

17 I am Judge Braden. Appearing remotely, as you can
18 see, are my colleagues Judge Melvin and Judge Scanlon. As
19 Judge Melvin and Scanlon are appearing via video, we require
20 counselor to speak directly into the microphone at the podium
21 when talking, and to identify specific slide numbers when
22 referring to the demonstratives.

23 Per the hearing order in these cases, each party has
24 90 minutes total time to argue their cases. Petitioner, Apple
25 Inc., has the ultimate burden of establishing unpatentability;

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1 therefore, Petitioner will open the hearing by presenting its
2 case as presented in its petitions regarding the alleged
3 unpatentability of the challenged claims. Petitioner may
4 reserve rebuttal time, but no more than half of its total argument time.

5 Thereafter, Patent Owner, Universal Secure Registry,
6 LLC, will respond to Petitioner's arguments. Patent Owner may
7 reserve sur-rebuttal time of no more than half of its total
8 argument time to respond to Petitioner's rebuttal. Otherwise,
9 the parties may use their allotted time to discuss the three
10 cases and Patent Owner's pending motions to amend and to
11 strike in any order they choose.

12 We ask, however, that you make it clear which case,
13 claims, or motions you are addressing. In order to ensure
14 clarity of record following the hearing, please provide the
15 court reporter with a list of names and word spellings; unless
16 you have already done so.

17 Lastly, we ask that the parties hold any objections
18 regarding a party's arguments until it is their time at the
19 podium. To be clear, we will not take objections during a
20 party's argument. You must wait until it is your time at the
21 podium to note any objections. I will maintain a clock; I
22 suggest you also maintain a clock. And I will inform the
23 parties when they have five minutes left. Let's go ahead and
24 get started with appearances for both sides. We will start
25 with Petitioner.

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1 MR. SELWYN: Good morning, Your Honor. Mark Selwyn
2 for Petitioner, Apple. With me is lead counsel Monica Grewal.

3 JUDGE BRADEN: Good afternoon. And Patent Owner?

4 MR. MATHEWS: Going to take your instructions so
5 that the other Judges can hear me. Good afternoon, Your
6 Honors. Chris Mathews on behalf of Universal Secure Registry
7 from Quinn Emanuel Urquhart & Sullivan. Joining me at the
8 table is Razmig Messerian, also from Quinn Emanuel, lead
9 counsel, Jim Glass, and Tigran Guledjian, and Jordan
10 Kaericher, also all from Quinn Emanuel on behalf of Universal
11 Secure Registry in present.

12 And I want to just add that the client had intended,
13 as they have in prior hearings, to attend, but their flight
14 this morning was delayed due to thunderstorms for four hours,
15 and so they're going to be able to arrive here about 2:30.
16 Thinking that probably wouldn't be able to work, they decided
17 to forego coming, but they were very interested in today's
18 hearing.

19 JUDGE BRADEN: Well, we understand and we appreciate it,
20 and welcome you all here to Dallas at the Texas Regional
21 Office of the United States Patent and Trademark Office, so
22 thank you all for coming down here to Texas.

23 Petitioner, do you wish to reserve any rebuttal
24 time?

25 MR. SELWYN: Your Honor, we do. We would like to

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