



From: Brett Mangrum brett@etheridgelaw.com
Subject: RE: IPR2018-00884: Dr. Eastom Deposition
Date: March 28, 2019 at 3:14 PM
To: Adam Seitz adam.seitz@eriseip.com
Cc: Ryan Loveless ryan@etheridgelaw.com, Paul Hart paul.hart@eriseip.com, Danny Butts danny@etheridgelaw.com, Jeff Huang jeff@etheridgelaw.com, Jim Etheridge jim@etheridgelaw.com, Travis Richins travis@etheridgelaw.com

Adam,

Mr. Easttom is not available next week or the week after for deposition and, therefore, our concerns about a compressed schedule remain valid. We repeat our observation that this possibly could have been avoided had Petitioner not taken nearly two weeks to update us on its position.

You are welcome to send the Board a non-argumentative email, though we request that you copy us first on a draft of the email so that we may comment and make certain it accurately conveys the facts.

Regards,
Brett

From: Adam Seitz <adam.seitz@eriseip.com>
Sent: Thursday, March 28, 2019 3:53 PM
To: Brett Mangrum <brett@etheridgelaw.com>
Cc: Ryan Loveless <ryan@etheridgelaw.com>; Paul Hart <paul.hart@eriseip.com>; Danny Butts <danny@etheridgelaw.com>; Jeff Huang <jeff@etheridgelaw.com>; Jim Etheridge <jim@etheridgelaw.com>; Travis Richins <travis@etheridgelaw.com>
Subject: Re: IPR2018-00884: Dr. Easttom Deposition

Brett,

Our response is actually due April 16. That date was modified as part of your request to extend the Patent Owner Response deadline. (See the attached.) Given the actual deadline, we do not share your concerns about a "compressed schedule."

Your email about producing Dr. Easttom tomorrow was the first time you indicated you would produce him and gave us less than 4 hours in the business day to make arrangements to travel for a deposition at an unknown location. That is unreasonable and unfair and we will not be proceeding with his deposition tomorrow.

We look forward to hearing when Dr. Easttom is available next week. If you are refusing to produce him next week, then I suggest we send an email to the Board and address this with them.

Thanks,

Adam

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