

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTUITIVE SURGICAL, INC.,

Petitioner,

vs.

ETHICON, LLC,

Patent Owner.

~~~~~

Case IPR2018-01247 and Case IPR2018-01254

U.S. Patent No. 8,479,969

PATENT OWNER'S NOTICE OF DEPOSITION of

BRYAN KNODEL, Ph.D.

AUGUST 12, 2019

Phoenix, Arizona

9:41 A.M.

Reporter: Sommer E. Greene, RPR, CRR, RMR  
Job No. 47323B

Henderson Legal Services, Inc.

202-220-4158

[www.hendersonlegalservices.com](http://www.hendersonlegalservices.com)

1    A P P E A R A N C E S

2

3

For Petitioner:

4

FISH & RICHARDSON

5

STEVEN R. KATZ, ESQ.

One Marina Park Drive

6

Boston, Massachusetts 02210-1878

617.542.5070

7

Katz@fr.com

8

For Patent Owner:

9

WEIL, GOTSHAL & MANGES, LLP

10

CHRISTOPHER PEPE, ESQ.

ANISH DESAI, ESQ.

11

767 Fifth Avenue

New York, New York 10153-0119

12

212.310.8730

13

14

15

16

17

18

19

20

21

22

23

24

25

Henderson Legal Services, Inc.

202-220-4158

[www.hendersonlegalservices.com](http://www.hendersonlegalservices.com)

1  
2  
3  
4  
5  
6  
7  
8  
9  
10  
11  
12  
13  
14  
15  
16  
17  
18  
19  
20  
21  
22  
23  
24  
25

I N D E X

WITNESS: BRYAN KNODEL, Ph.D.

| EXAMINATION    | PAGE |
|----------------|------|
| MR. DESAI..... | 5    |
| MR. KATZ.....  | 44   |

\* \* \*

|    |                                |        |
|----|--------------------------------|--------|
| 1  | INDEX TO EXHIBITS              |        |
| 2  |                                |        |
| 3  | EXHIBIT                        | MARKED |
| 4  |                                |        |
| 5  | Exhibit 1018 Patent 6, 132,368 | 25     |
| 6  |                                |        |
| 7  |                                |        |
| 8  |                                |        |
| 9  |                                |        |
| 10 |                                |        |
| 11 |                                |        |
| 12 |                                |        |
| 13 |                                |        |
| 14 |                                |        |
| 15 |                                |        |
| 16 |                                |        |
| 17 |                                |        |
| 18 |                                |        |
| 19 |                                |        |
| 20 |                                |        |
| 21 |                                |        |
| 22 |                                |        |
| 23 |                                |        |
| 24 |                                |        |
| 25 |                                |        |

Henderson Legal Services, Inc.

202-220-4158

[www.hendersonlegalservices.com](http://www.hendersonlegalservices.com)

1 PHOENIX, ARIZONA;  
2 AUGUST 12, 2019; 9:41 A.M.

3  
4  
5 BRYAN KNODEL, Ph.D.,  
6 having been first duly sworn, testifies as follows:

7  
8 EXAMINATION

9 BY MR. DESAI:

10 Q. Okay. Dr. Knodel, I'm handing you the copy of  
11 the declaration -- the supplemental declaration you  
12 submitted in the two of the '969 IPRs.

13 A. Yes.

14 Q. It's the 1247 and 1254 IPRs.

15 A. Right.

16 Q. This is a copy for you. Okay. Let me ask you,  
17 what did you prepare -- what did you do to prepare for  
18 the deposition in the '969 IPRs?

19 A. So I read the -- my supplemental declaration,  
20 and I read one of the opinions -- I can't remember  
21 which -- which one it was. But one of the -- one of the  
22 opinions I read and went through parts of the other one  
23 by Ethicon's experts.

24 Q. Okay. Do you recall which one -- was it --  
25 when you say you read one of them, was it -- do you

Henderson Legal Services, Inc.

202-220-4158

www.hendersonlegalservices.com

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.