UNITED STATES PATENT AND TRADEMARK OFFICE
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BEFORE THE PATENT TRIAL AND APPEAL BOARD
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APPLE INC.,
Petitioner,

v.

QUALCOMM INCORPORATED,
Patent Owner.

_____

IPR2018-01252
Patent 8,683,362 B2

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Record of Oral Hearing
Held: November 21, 2019

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Before DANIEL N. FISHMAN, MICHELLE N. WORMMEESTER, and
SCOTT B. HOWARD, *Administrative Patent Judges.*

APPEARANCES:

ON BEHALF OF THE PETITIONER:

W. KARL RENNER, ESQUIRE
TOM ROZYLOWICZ, ESQUIRE
CRAIG CARLSON, ESQUIRE
Fish & Richardson, P.C.
1000 Maine Avenue SW, Suite 1000
Washington, D.C. 20024

ON BEHALF OF THE PATENT OWNER:

CHAD C. WALTERS, ESQUIRE
CHARLES Y. YEH, ESQUIRE
Baker Botts, LLP
2001 Ross Avenue
Dallas, Texas 75201

The above-entitled matter came on for hearing on Thursday, November 21, 2019, commencing at 9:00 a.m., at the U.S. Patent and Trademark Office, 600 Dulany Street, Alexandria, Virginia.

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1   P R O C E E D I N G S

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4   USHER: All Rise.

5   JUDGE WORMMEESTER: Good morning Counsel. Welcome

6   back, we have our final hearing in Case IPR 2018-01252, Apple Inc. v.

7   Qualcomm Incorporated, which concerns U.S. Patent Number 8,683,362.

8   I'm Judge Wormmeester. Judges Howard and Fishman are appearing

9   remotely. Let's get the parties' appearances, please. Who do we have for

10   Petitioner?

11   MR. ROZYLOWICZ: Yes, Your Honor. My name is Tom

12   Rozylowicz on behalf of Apple Incorporated. I'm joined by my colleagues,

13   Karl Renner and Craig Carlson.

14   JUDGE WORMMEESTER: Thank you, welcome. And for Patent

15   Owner, who do we have?

16   MR. WALTERS: For Patent Owner, I'm Chad Walters on behalf of

17   Qualcomm. With me is my colleague Charles Yeh, and we also have some

18   representatives of our client, Qualcomm, here in the hearing room with us.

19   Thank you.

20   JUDGE WORMMEESTER: Thank you, welcome. We set forth the

21   procedure for today's hearing in our trial order but, just a reminder, each

22   party will have 60 minutes to present arguments including any rebuttal and

23   any sur-rebuttal.

24   Petitioner has the burden and will go first. Patent Owner will then

25   respond. Please speak into the microphone so that Judges Howard and

1   Fishman can hear you. And, when referring to any demonstrative, please

2   state the slide number so that they can follow along.

3   Please also remember that the demonstratives you submitted are not

4   part of the record. The record of the hearing will be the transcript. Are there

5   any questions before we proceed?

6   Okay. Counsel, will you be reserving any time?

7   MR. ROZYLOWICZ: Yes, Your Honor. I'd like to reserve 30

8   minutes for rebuttal.

9   JUDGE WORMMEESTER: 30 minutes, okay. I don't know what

10   time; I think the light shows up at about 30 seconds.

11   MR. ROZYLOWICZ: Okay.

12   JUDGE WORMMEESTER: So, you get a 30 second warning. I'll

13   try to give you a warning before that if you want.

14   MR. ROZYLOWICZ: Yes, Your Honor.

15   JUDGE WORMMEESTER: When you're ready.

16   MR. ROZYLOWICZ: Good morning, Your Honors, may it please

17   the Court. This morning we believe that we have a complete written record

18   in front of us demonstrating why the challenged 362 claims are indeed

19   unpatentable.

20   Turn to Slide 2. We will discuss (inaudible) to the grounds of the

21   existing claims of the 362 Patent, provide a brief overview of the 362 Patent,

22   indeliment (phonetic) of the merits of Ground 1, that the claims are

23   unpatentable over the combination of Jin in view of Elias. Next slide.

4

1   Turning to Slide 4, we plan first to speak to the overview of the

2   combination of Jin and Elias. Then, we plan to speak to Jin and Elias in the

3   combination demonstrating dragging the window.

4   Second, we plan to speak to dismissing a window being obvious based

5   on the Jin and Elias combination.

6   Finally, and time permitting, we plan to speak to secondary

7   considerations that they do not overcome a finding of obviousness in this

8   case. Next slide.

9   Turning to Slide 6, here we see a bibliographic overview of the 362

10 Patent; next slide.

11   And for convenience, here we see a copy of Claim 1. This morning

12 we will be focusing on the highlighted limitations. Go to Slide 10, please.

13   Now first, we provided overview of the Jin Reference. Turning to

14 Slide 10 we see that Jin provides displaying windows simultaneously, as

15 show on the figure on the left-hand side. In particular, with these different

16 windows, we see that they are opaque, transparent, folding fanned, and tiled

17 settings.

18   Turning to the highlighted white top portion, we see that Jin's mobile

19 device provides a screen display method for mobile terminal where a

20 plurality of applications, in execution, can be simultaneously displayed on

21 the screen.

22   Turning to the highlighted bottom portion, we see that the applications

23 and executions displayed in the application display method, can include a

24 phone book, a notepad, calculator, scheduler, and remote control.

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