

1 UNITED STATES PATENT AND TRADEMARK OFFICE
2 BEFORE THE PATENT TRIAL AND APPEAL BOARD

3
4 PANASONIC CORPORATION OF NORTH AMERICA, et al.,
5 Petitioners,

6 v.

7 CELLSPIN SOFT, INC.

8 Patent Owner

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10 CASE: Unassigned

11 Patent No. 9,258,698

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13 PETITION FOR INTER PARTES REVIEW
14 OF U.S. PATENT NO. 9,258,698

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23 Veritext Legal Solutions

24 Mid-Atlantic Region

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25 Washington, D.C. 20005

1 UNITED STATES PATENT AND TRADEMARK OFFICE
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4 TELEPHONIC HEARING

5 February 25, 2019
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24 Reported by: Ahuva Goldberger

25 Veritext Legal Solutions

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2 PROCEEDINGS

3 Whereupon,

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5 (Proceedings commenced at 11:30 a.m.)

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7 MR. PEARCE: Good morning, your Honor. This
8 is Vann Pearce, for the petitioners.

9 JUDGE ANDERSON: Thank you, Mr. Pearce. For
10 patent owner, an entry, please.

11 MR. EDMONDS: Good morning, Your Honor.
12 This is John Edmonds. I'll be doing the talking, but
13 also on the line is my colleague, Eric Carr. We're
14 here on behalf of the patent owner. We refer to the
15 patent owner as Cellspin.

16 JUDGE ANDERSON: Very good. Thank you,
17 Mr. Edmonds. Mr. Carr, glad to have you join us.
18 Okay. So the petitioner has asked for leave to file a
19 reply to the patent owner's preliminary response.

20 And with that, first of all, if anybody has
21 a court reporter on the line, let me know. I'm
22 assuming there is none. So go ahead, Mr. Pearce. What
23 are we looking at here?

24 MR. PEARCE: Briefly, Your Honor, is someone
25 from Veritext on the line? We made an arrangement for

1 a court reporter to join. Is anyone on?

2 MADAM COURT REPORTER: Yes, I am.

3 JUDGE ANDERSON: Okay. Well, Mr. Pearce, as
4 you made that arrangement, would you see to it that the
5 transcript of this call gets filed as an exhibit in the
6 case, please.

7 MR. PEARCE: Certainly. And with that, Your
8 Honor, just to briefly address the issue here. The
9 patent owner had argued in its preliminary response
10 that there is a lack of standing to institute the IPR
11 because of a ruling of invalidity in a co-pending
12 litigation by district court. The patent owner is
13 currently appealing that ruling, and it is before the
14 federal circuit now.

15 We have requested leave to file a short
16 reply for each, which I think would be no more than
17 three pages to address that lack of standing argument.
18 And there are really two reasons why there is good
19 cause to allow our reply brief here.

20 The first is that the patent owner has cited
21 a number of cases in support of this argument. This is
22 on page 42 of the preliminary response. These cases
23 are clearly different situations than the case at hand.

24 These are -- claims in this case were either
25 canceled by the patent owner, or there was a final

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