

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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FACEBOOK, INC., INSTAGRAM, LLC, and WHATSAPP INC.,  
Petitioner,

v.

BLACKBERRY LIMITED,  
Patent Owner

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IPR2019-00925  
Patent 8,209,634 B2

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Record of Oral Hearing  
Held Virtually: Thursday, July 16, 2020

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Before MIRIAM L. QUINN, GREGG I. ANDERSON, and  
ROBERT L. KINDER, *Administrative Patent Judges*.

IPR2019-00925  
Patent 8,209,634 B2

APPEARANCES:

ON BEHALF OF PETITIONER:

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ON BEHALF OF THE PATENT OWNER:

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The above-entitled matter came on for hearing on Thursday, July 16, 2020, commencing at 9:09 a.m. EST, by video/by telephone.

1 (On the record at 9:09 a.m.)

2 JUDGE QUINN: Hello. Welcome.

3 This is -- are we on the record?

4 THE COURT REPORTER: Yes.

5 JUDGE QUINN: Okay. Perfect.

6 Welcome to the oral argument for

7 IPR2019-00925 concerning Patent No. 8,209,634. The

8 caption of this case is Facebook, Inc., Instagram,

9 LLC, and WhatsApp, Inc. Versus Blackberry Limited.

10 Presiding over this hearing today is Judge

11 Rob Kinder, Judge Gregg Anderson, and myself, Miriam

12 Quinn. We have allotted 45 minutes of time for each

13 side, and both sides may reserve time for rebuttal.

14 We have an open line right now to the public, and

15 there are persons signed on to that line. At this

16 time, I want to confirm that this hearing will not

17 have any confidential information that you wish to be

18 sealed, by either side.

19 Petitioner?

20 MR. WEINSTEIN: That's correct, Your Honor.

21 JUDGE QUINN: Okay. And that was Mr. --

22 MR. WEINSTEIN: Mark Weinstein from Cooley

23 for Petitioner.

24 JUDGE QUINN: Mark Weinstein. Yes, and I'm

1 just -- that's so the court reporter can ascribe to  
2 you your statement.

3 And for Patent Owner, is that acceptable?

4 MR. DEUTSCH: Yes, it is. Thank you, Your  
5 Honor. This is Craig Deutsch of Fish & Richardson  
6 for Patent Owner, Blackberry Limited.

7 JUDGE QUINN: Okay.

8 All right. At this point, I'd like to note  
9 for the record who is attending the hearing on both  
10 sides.

11 We heard from you, Mr. Weinstein. Can you  
12 tell us who's on for Petitioner?

13 MR. WEINSTEIN: Yes. Thank you, Your Honor.

14 Myself, Mark Weinstein, from Cooley. Also  
15 on is Heidi Keefe, who is the lead counsel in this  
16 case. And additionally, Nikki Vo, that's spelled  
17 N-I-K-K-I, V-O, from Facebook in-house legal, she's  
18 on the line as well.

19 JUDGE QUINN: Okay.

20 And for Patent Owner, who do we have on the  
21 record  
22 -- or appearing?

23 MR. DEUTSCH: This is Craig Deutsch of  
24 Fish & Richardson. Also with me is Michael Hawkins  
25 of  
26 Fish & Richardson. And I believe on the line are

1 Luke Stafford and Ned Siegel, in-house counsel for  
2 Blackberry Limited.

3 JUDGE QUINN: Okay. Perfect.

4 All right. So we just have a couple of  
5 housekeeping measures before we begin. The first is,  
6 you know, via video, we want you to mute yourself  
7 when you're not speaking, and unmute yourself only  
8 when you're speaking. We had earlier some issue with  
9 audio, so I want to make sure that, you know, we have  
10 the sound under control here.

11 The court reporter may ask questions at the  
12 end of the hearing concerning any spellings or any  
13 other things that may have been said to attribute  
14 them to the right speaker. So if you can stay on the  
15 line after the hearing concludes and answer any  
16 questions she may have, that would be greatly  
17 appreciated.

18 Another item I'd like to discuss is, I  
19 didn't notice any objections filed in the record  
20 concerning the demonstratives, and I want to confirm  
21 that we are go for launch on those demonstratives  
22 from both sides.

23 Petitioner?

24 MR. WEINSTEIN: Mark Weinstein for  
25 Petitioner. We agree. We're not aware of any  
26 objections filed by us or by them.

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