

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LENOVO HOLDING COMPANY, INC., LENOVO (UNITED STATES)
INC., AND MOTOROLA MOBILITY LLC,
Petitioner

v.

DODOTS LICENSING SOLUTIONS LLC,
Patent Owner.

IPR 2019-01278 (Patent 8,020,083 B1)
IPR 2019-01279 (Patent 8,510,407 B1)

Record of Oral Hearing
Held: October 28, 2020

Before JAMES A. WORTH, AMBER L. HAGY, SHARON FENICK,
Administrative Patent Judges.

IPR 2019-01278 (Patent 8,020,083 B1)
IPR 2019-01279 (Patent 8,510,407 B1)

APPEARANCES:

ON BEHALF OF THE PETITIONER:

JOHN C. ALEMANNI, ESQ.
of: Kilpatrick Townsend & Stockton LLP
4208 Six Forks Road, Suite 1400
Raleigh, North Carolina 27609
jalemanni@kilpatricktownsend.com

ON BEHALF OF THE PATENT OWNER:

PERRY GOLDBERG, ESQ.
of: Progress LLP
11620 Wilshire Boulevard, 9th Floor
Los Angeles, California 90025
goldberg@progressllp.com

The above-entitled matter came on for hearing on Wednesday,
October 28, 2020, commencing at 1:00 p.m. EDT, via
Video/Teleconference.

IPR 2019-01278 (Patent 8,020,083 B1)
IPR 2019-01279 (Patent 8,510,407 B1)

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

1:02 p.m.

JUDGE FENICK: Good afternoon, everyone. This is our combined hearing for Cases IPR 2019-01278 and 01279 between Petitioner, Lenovo Holding Company, Incorporated, Lenovo (United States) Incorporated, and Motorola Mobility LLC, and Patent Owner, DoDots Licensing Solutions LLC.

I'm Judge Fenick and with me are Judges Worth and Hagy. I'd like to get the parties' appearances, if we could. From Petitioner, please?

MR. ALEMANNI: Thank you, Your Honor. My name is John Alemanni with Kilpatrick Townsend on behalf of Petitioner, Lenovo.

JUDGE FENICK: Thank you. You're coming in clearly. And for Patent Owner?

MR. GOLDBERG: Hello, Your Honor. This is Perry Goldberg from Progress LLP for the Patent Owner, DoDots.

JUDGE FENICK: I hear Mr. Goldberg, but I'm not seeing him. I'm wondering if my panel is having the same situation.

MR. ROGERS: Hi, Judges. When counsel speaks, it may take a couple seconds for them to appear on video because the video follows the audio.

So when they start speaking for a few seconds, they should appear.

JUDGE FENICK: Okay. Thank you. I see him. I see you now, Mr. Goldberg. Thank you.

MR. GOLDBERG: Okay.

IPR 2019-01278 (Patent 8,020,083 B1)
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1 JUDGE FENICK: Welcome to everyone. It's good to have you
2 here, and we appreciate that you made the effort to do this by video.

3 We set forth the procedure for the hearing and the trial order, and
4 we're going to hear both of these cases at the same time.

5 And each of the parties will have 60 minutes to each present their
6 arguments which you can divide up as you see fit.

7 We do have the whole record in front of us, and we have the slides
8 that you submitted yesterday.

9 But just so that we have a clear record, it would be helpful if you
10 could let us know what slide you're on when you're presenting or what
11 exhibit or filing you're referencing and what page.

12 Also, it's useful if you mute the line when you're not speaking. And
13 if it's been a little while since you've last spoken, it would be helpful if you
14 identify yourself for the court reporter.

15 And after our time is up, we'll pause and make sure that the court
16 reporter doesn't have any questions about spellings or other concerns to
17 address.

18 I also wanted to discuss the motion to strike that we have pending
19 before us. And we're going to -- we haven't issued an order with respect to
20 that. But our order will issue shortly or with our final written decision.
21 And the order will indicate that we are going to grant the motion with
22 respect to the supplemental declaration of Dr. Sacerdoti but not striking the
23 entire sur-reply.

24 I understand that the slides may have references to the supplemental
25 declaration. And we'll -- as the slides are not evidence, we don't need to

1 change them. But I'm just telling you for the sake of our argument today
2 that that's what's going to be happening.

3 And I think that's everything. I wonder if, Mr. Alemanni, do you
4 have any questions before we begin?

5 MR. ALEMANNI: No, Your Honor. I do not.

6 JUDGE FENICK: Mr. Goldberg?

7 MR. GOLDBERG: Yes, thank you, Your Honor. There is one
8 issue which is the parties exchanged the demonstratives last week.

9 And the Patent Owner provided objections to five of the slides of
10 Petitioners.

11 The response from the Petitioners was first they have no objections
12 to the Patent Owner's slides, but they do defend the five slides that we
13 objected to.

14 And so there are basically three categories of objections. So the
15 slides 2 and 12 contain a new argument from the Petitioners, sort of a new
16 way of articulating their argument, I guess.

17 And I'm not sure it's going to be a distinction with the difference or
18 not.

19 But it did stand out to us, and it was -- it struck me as very peculiar.

20 I'm not sure where they're going with it, but we did object to them
21 making a new flavor of argument on slides 2 and 12.

22 On slide 7, they focus on figure 5, and that's not something that they
23 ever referenced in their petition or any other papers or -- and Dr. Madisetti's
24 declaration.

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