

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ADVANCED MICRO DEVICES, INC.,
Petitioner,

v.

AQUILA INNOVATIONS, INC.,
Patent Owner.

IPR2019-01525 (Patent 6,239,614 B1)
IPR2019-01526 (Patent 6,895,519 B2)

Record of Oral Hearing
Held: December 11, 2020

Before SALLY C. MEDLEY, DENISE M. POTHIER, and
AMBER L. HAGY, *Administrative Patent Judges*.

IPR2019-01525 (Patent 6,239,614 B1)

IPR2019-01526 (Patent 6,895,519 B2)

APPEARANCES:

ON BEHALF OF PETITIONER:

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ON BEHALF OF PATENT OWNER:

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The above-entitled matter came on for hearing on Friday, December 11, 2020, commencing at 10:00 a.m. EDT, via Video/Teleconference.

1 PROCEEDINGS

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3 JUDGE HAGY: This is our combined hearing for IPR2019-1525
4 and IPR2019-1526 between Petitioner Advanced Micro Devices, Inc. and
5 Patent Owner Aquila Innovations, Inc. The challenged patents are
6 6,239,614B1 and 6,895,519B2, respectively. I'm Judge Hagy. With me
7 today on the panel are Judges Medley and Pothier.

8 So let's go ahead and start with counsel introductions. Petitioner,
9 please identify yourself, who will present arguments.

10 MR. SPECHT: Good morning, Your Honor. This is Michael Specht
11 on behalf of Petitioner. I will be arguing for the 1525 IPR for the 614
12 patent. And my colleague Dan Block will be arguing for the 1526 IPR.

13 JUDGE HAGY: Thank you. And for Patent Owner.

14 MR. CHERNG: Good morning. My name is Jing Cherng on behalf
15 of Patent Owner Aquila Innovations, Inc. and I will be arguing both patents.

16 JUDGE HAGY: Okay, great. Welcome everyone, it's great to have
17 you here. And we appreciate that you're doing this by video. So if at any
18 time during the proceeding you encounter any kind of technical difficulties, I
19 think you've been in communication with our IT team so please reach out to
20 them for any information on reconnecting and please just let us know. We
21 want to make sure that everyone can be heard, present their arguments.

22 So we set forth the procedure for the hearing in the Order. We're
23 going to hear both of the cases at the same time, but our plan is to hear the
24 complete arguments on 1525 and then we can turn to the complete
25 arguments on 1526. I think that especially makes sense given that Petitioner
26 is going to have different counsel argue for each of the cases. So are there

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1 any questions or concerns about that before we keep going? That's good?

2 Okay.

3 As we said in the Order, each of the parties has 60 minutes to present
4 its arguments, which they may divide up as they see fit between the two
5 cases. So you know there's no need that you have to spend an exact amount
6 at the same time, 30 and 30 on each case, you can divide it as you would
7 like.

8 We do have the whole record in front of us, including the slides that
9 were submitted on Tuesday. And we also have received Petitioner's
10 objections to some of Patent Owner's slides. At this point we're not going
11 to make a ruling on those objections. Patent Owner may present those slides
12 and Petitioner may point out as part of its argument issues it has with the
13 slides and we will take those under advisement.

14 So we have a clear record, because we have your slides, we will
15 follow along on our screen, it's especially important to let us know which
16 slide number that you're on, any exhibits or anything that you're
17 referencing, and maybe give us a second to make sure that we can find it if
18 you're jumping around. Also please mute the line when you're not
19 speaking, and if it has been a little while since you have spoken, please
20 identify yourself for the court reporter.

21 After our time is up we're going to pause and just check in with the
22 court reporter, see if there are any spellings or any concerns to address. But
23 our court reporter does have a lot of the materials so the spellings should be
24 clear from the record.

25 So as you'll know, the Petitioner does bear the burden of persuasion
26 here and will proceed first, followed by Patent Owner. Petitioner may

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1 reserve time for rebuttal. Patent Owner may reserve time for sur-rebuttal.
2 Again, as I previously mentioned, we're going to go case by case. So at this
3 point please let us know how you would like to divide up your time.
4 Petitioner?

5 MR. SPECHT: Thank you. Yes, Your Honor. We intend to use 30
6 minutes for the 1525 matter and I would like to reserve 10 minutes for
7 rebuttal in that matter.

8 JUDGE HAGY: Okay. And so do you want to do this, are you going
9 to do the same in both cases, 30 with 10 rebuttal?

10 MR. BLOCK: Yes, Your Honor. This is Daniel Block on behalf of
11 AMD. We're 30 on the second one.

12 JUDGE HAGY: Okay. And Patent Owner?

13 MR. CHERNG: Same for me as well, Your Honor, thank you.

14 JUDGE HAGY: Okay. So obviously, you know, we're all at home or
15 in our office, we don't have the traffic light system to let us know, so I
16 assume that you guys will keep time. But would you like us also to, I've got
17 a little stopwatch here, I can let you know how much time that I have
18 according to me, how much time you have left. Do you want any sort of a
19 warning when you're nearing the end of say 20 minutes and running into
20 your rebuttal time?

21 MR. SPECHT: Your Honor, yes, this is Mike Specht. That would be
22 helpful, thank you.

23 JUDGE HAGY: Okay.

24 MR. CHERNG: Your Honor, this is Jing Cherng. That would be
25 very helpful for me too. Thank you.

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