

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
MARSHALL DIVISION

OPTIS WIRELESS TECHNOLOGY, LLC,
OPTIS CELLULAR TECHNOLOGY, LLC,
UNWIRED PLANET, LLC, UNWIRED
PLANET INTERNATIONAL LIMITED, AND
PANOPTIS PATENT MANAGEMENT, LLC,

Plaintiffs,

v.

APPLE INC.,

Defendant.

Case No. 2:19-cv-0066-JRG

**REBUTTAL EXPERT REPORT OF DR. VIJAY MADISETTI REGARDING
INVALIDITY OF U.S. PATENT NO. 8,102,833; INVALIDITY OF U.S. PATENT NO.
8,411,557; AND INVALIDITY OF U.S. PATENT NO. 8,019,332**

HIGHLY CONFIDENTIAL – ATTORNEYS’ EYES ONLY

Signed: _____


Vijay Madiseti, Ph.D.

Dated: May 22, 2020

I. INTRODUCTION

1. My name is Vijay Madiseti, Ph.D., and Optis Wireless Technology, LLC; Optis Cellular Technology, LLC; Unwired Planet, LLC; Unwired Planet International Limited; and PanOptis Patent Management, LLC (together, “PanOptis”) have retained me to investigate and opine on certain issues regarding U.S. Patent No. 8,102,833 (’833 patent), U.S. Patent No. 8,411,557 (’557 patent), and U.S. Patent No. 8,019,332 (’332 patent).

2. PanOptis has asked me to consider the opinions of Dr. Jonathan Wells regarding his expert report regarding validity of claims 1 and 8 of the ’833 patent. I have been retained as an independent technical expert by PanOptis to determine, among other things, whether claims 1 and 8 of the ’833 patent are valid. I was also asked to analyze the non-infringing alternatives and technical benefits related to the asserted claims. As part of my analysis, I have studied the patents-in-suit and the accused products. The opinions set forth in this report are based on my personal knowledge, experience in the field, and professional judgment, and I am prepared to testify competently about them if called as a witness during the trial in this matter.

3. Based on my investigation in this matter, I concluded that claims 1 and 8 of the ’833 patent are valid and that Apple has not met its burden to show otherwise.

4. PanOptis has asked me to consider the opinions of Mark Lanning regarding his expert report regarding validity of claims 1, 5, and 10 of the ’557 patent. I have been retained as an independent technical expert by PanOptis to determine, among other things, whether claims 1, 5, and 10 of the ’557 patent are valid. I was also asked to analyze the non-infringing alternatives and technical benefits related to the asserted claims. As part of my analysis, I have studied the patents-in-suit and the accused products. The opinions set forth in this report are based on my

personal knowledge, experience in the field, and professional judgment, and I am prepared to testify competently about them if called as a witness during the trial in this matter.

5. Based on my investigation in this matter, I concluded that claims 1, 5, and 10 of the '557 patent are valid and that Apple has not met its burden to show otherwise.

6. PanOptis has asked me to consider the opinions of Mr. Lanning regarding his expert report regarding validity of claims 1, 6, 7, and 10 of the '332 patent. I have been retained as an independent technical expert by PanOptis to determine, among other things, whether claims 1, 6, 7, 10 of the '332 patent are valid. I was also asked to analyze the non-infringing alternatives and technical benefits related to the asserted claims. As part of my analysis, I have studied the patents-in-suit and the accused products. The opinions set forth in this report are based on my personal knowledge, experience in the field, and professional judgment, and I am prepared to testify competently about them if called as a witness during the trial in this matter.

7. Based on my investigation in this matter, I concluded that claims 1, 6, 7, and 10 of the '332 patent are valid and that Apple has not met its burden to show otherwise.

8. I reserve the right to provide testimony at trial regarding the opinions expressed in this report. I also reserve the right to make demonstratives or other trial graphics regarding the opinions expressed in this report. I have based my report on information currently available to me, and if additional information becomes available, I reserve the right to continue my investigation. In light of new information, I may expand or modify my opinions. I may also supplement my opinion as new information becomes available, as Apple raises new issues or opinions, as Apple's experts raise new issues or opinions, or as the Court requests further opinions.

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APPENDIX 3: REBUTTAL EXPERT REPORT OF DR. VIJAY MADISETTI
REGARDING INVALIDITY OF U.S. PATENT NO. 8,102,833

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