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UNITED STATES DISTRICT COURT
WESTERN DISTRICT OF TEXAS
WACO DIVISION

SOLAS OLED, LTD.) Docket No. WA 19-CA-236 ADA
)
vs.) Waco, Texas
)
LG DISPLAY CO., LTD.,)
LG ELECTRONICS, INC.,)
SONY CORPORATION) May 22, 2020

TRANSCRIPT OF TELEPHONIC MARKMAN HEARING
BEFORE THE HONORABLE ALAN D. ALBRIGHT

APPEARANCES:

For the Plaintiff: Ms. Andrea L. Fair
Ward, Smith & Hill, PLLC
P.O. Box 1231
Longview, Texas 75606

Mr. Marc A. Fenster
Mr. Reza Mirzaie
Mr. Neil A. Rubin
Mr. Philip X. Wang
Russ, August & Kabat
12424 Wilshire Boulevard,
12th Floor
Los Angeles, California 90025

For the Defendants: Ms. Jennifer A.H. Doan
Mr. Joshua R. Thane
Haltom & Doan
6500 Summerhill Road, Suite 100
Texarkana, Texas 75503

Mr. Joseph H. Lee
Latham & Watkins, LLP
650 Town Center Drive, 20th Floor
Costa Mesa, California 92626

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1 **Appearances Continued:**

2 For the Defendants: Mr. Blake R. Davis
Latham & Watkins, LLP
3 505 Montgomery Street, Suite 2000
San Francisco, California 94111

4
5 Mr. Gabriel S. Gross
Mr. Douglas E. Lumish
6 Mr. Chris Schmoller
Latham & Watkins, LLP
140 Scott Drive
7 Menlo Park, California 94025

8 Court Reporter: Ms. Lily Iva Reznik, CRR, RMR
501 West 5th Street, Suite 4153
9 Austin, Texas 78701
(512) 391-8792

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Proceedings reported by computerized stenography,
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09:01:43 1 THE COURT: Then, Suzanne, I guess you could call
09:01:44 2 the case, please.

09:01:48 3 THE CLERK: Certainly.

09:01:49 4 Markman hearing in Civil Action 6:19-CV-236,
09:01:53 5 styled, Solas OLED, Limited vs. LG Display Company, and
09:01:59 6 others.

09:02:13 7 THE COURT: I'm not hearing anything.

09:02:17 8 THE CLERK: I apologize, you couldn't hear me
09:02:19 9 call the case?

09:02:20 10 THE COURT: I did hear you okay.

09:02:24 11 THE CLERK: You did hear me?

09:02:25 12 THE COURT: I did.

09:02:27 13 THE CLERK: All right then. I'm out.

09:02:44 14 THE COURT: Did you hear me ask for you all to
09:02:48 15 announce?

09:02:52 16 MS. DOAN: No. We did not hear that. We can
09:02:54 17 make announcements.

09:02:55 18 THE COURT: Okay. Please do.

09:02:58 19 MS. FAIR: Good morning, your Honor.

09:02:59 20 This is Andrea Fair on behalf of Solas, and I'm
09:03:02 21 joined today by Mr. Reza Mirzaie, Mr. Marc Fenster, Mr.
09:03:06 22 Neil Rubin, and Mr. Philip Wang. And we also have our
09:03:10 23 client representative, Mr. Richard Tashjian, with us
09:03:13 24 today. And we're ready to proceed.

09:03:15 25 THE COURT: All right. Who will be speaking for

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09:03:18 1 plaintiff?

09:03:19 2 MS. FAIR: That will be Mr. Mirzaie. Go ahead,
09:03:22 3 Reza. I'm sorry.

09:03:23 4 MR. MIRZAIE: No. It's okay.

09:03:24 5 Your Honor, this is Reza Mirzaie. I'll be
09:03:27 6 speaking on behalf of plaintiff for the 137 patent. My
09:03:31 7 colleague, Philip Wang, will be speaking on behalf of
09:03:34 8 plaintiff on the 891. And my colleague, Neil Rubin, and
09:03:40 9 Philip Wang will be splitting up the remaining patent, the
09:03:43 10 068 patent.

09:03:44 11 THE COURT: Okay. Lily, are you getting this?

09:03:44 12 COURT REPORTER: Yes, sir.

09:04:03 13 THE COURT: And for defendants.

09:04:05 14 MS. DOAN: Good morning, your Honor.

09:04:07 15 Jennifer Doan and Josh Thane for the LG
09:04:09 16 Defendants and for Sony. And arguing today for LG and
09:04:11 17 Sony will be Mr. Doug Lumish, Joseph Lee, Blake Davis, all
09:04:20 18 from Latham Watkins. And also today, your Honor, Gabe
09:04:22 19 Gross and Chris Schmoller are appearing for Latham
09:04:26 20 Watkins, as well. And we're ready to proceed.

09:04:27 21 THE COURT: Very nice.

09:04:30 22 And I have -- I believe we got an e-mail from the
09:04:34 23 plaintiff saying that they were okay with the Court's
09:04:39 24 preliminary constructions. Let me hear from Mr. Mirzaie
09:04:43 25 or Mr. Wang if that is incorrect.

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09:04:48 1 MR. MIRZAIE: This is Mr. Mirzaie.

09:04:49 2 That is correct, your Honor.

09:04:50 3 THE COURT: Okay. And so -- and with respect to
09:04:55 4 I'll ask any of the defense counsel, are there any of the
09:05:00 5 claims -- Court's preliminary constructions that
09:05:06 6 defendants find acceptable and do not intend to argue?

09:05:11 7 MR. LUMISH: Your Honor, this is Doug Lumish for
09:05:13 8 the defendants.

09:05:14 9 I'll take that in two parts, if I may. There
09:05:15 10 are --

09:05:16 11 THE COURT: Sure.

09:05:16 12 MR. LUMISH: I think for most of the construction
09:05:19 13 that you've proposed as tentatives, there are some
09:05:24 14 suggested modifications that we would like to propose
09:05:27 15 today. As far as terms we are not going to argue, we
09:05:29 16 agreed with Solas that we won't argue the before-and-after
09:05:34 17 term for the patterning on its own term, but we're going
09:05:39 18 to submit those on the briefing, as opposed to submit to
09:05:41 19 your Honor's tentative. We understand that that probably
09:05:42 20 leads to the attentive. But instead of waiving our
09:05:46 21 position, instead, we'll just submit that and not argue
09:05:51 22 it, with your permission.

09:05:52 23 THE COURT: Absolutely fine.

09:05:54 24 MR. LUMISH: And I did want to mention, your
09:05:54 25 Honor, we have a number of client representatives that are

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