

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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YITA LLC,  
Petitioner

v.

MACNEIL IP LLC,  
Patent Owner

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Case IPR2020-01139  
U.S. Patent No. 8,382,186

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**PETITIONER YITA LLC'S  
NOTICE OF REMOTE DEPOSITION OF  
MR. RAY SHERMAN**

***Mail Stop "PATENT BOARD"***  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Counsel for the parties have conferred and agreed that Petitioner's cross-examination by deposition of the Patent Owner's witness will be held at the date and time indicated below. This cross-examination will concern the instant proceeding, as well as related proceeding IPR2020-01142.

The cross-examination will be conducted remotely using video teleconferencing service(s) and/or telephony service(s) that provide remote access for authorized parties wishing to participate in the deposition via the Internet and/or telephonically.

**Date/Time:** Wednesday, July 28, 2021 at **10:00 AM EDT**

**Declarant's Name:** Mr. Ray Sherman

**Location:** Mr. Sherman will be located in Ohio. The parties participating in the deposition, including the examining attorneys, the defending attorneys, and the court reporter, will be participating from geographic locations different than Mr. Sherman.

The cross-examination will be recorded stenographically by a court reporter authorized by law to administer oaths. It will also be transcribed by real-time reporting software.

Given that strong and continuous Internet connectivity of a remote deposition is crucial, a test may be conducted with all parties prior to the

deposition date. If connectivity or other technical issues arise during the test that cannot be corrected before the deposition date, then an alternative deposition date will be scheduled. If connectivity or other technical issues arise during the course of the deposition and are not corrected such that the deposition cannot be completed on the deposition date, an alternative deposition date will be used to complete the deposition.

Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Jason A. Fitzsimmons/

Jason A. Fitzsimmons  
Registration No. 65,367  
Counsel for Petitioner

Date: June 14, 2021

1100 New York Avenue, N.W.  
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(202) 371-2600

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that the foregoing **PETITIONER YITA LLC'S NOTICE OF REMOTE DEPOSITION OF MR. RAY SHERMAN** was served electronically via e-mail on June 14, 2021, in its entirety on the following counsel of record for Petitioner:

David G. Wille (Lead Counsel)  
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Respectfully submitted,

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Jason A. Fitzsimmons/

Jason A. Fitzsimmons  
Registration No. 65,367  
Counsel for Petitioner

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