

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

APPLE INC.,  
Petitioner,

v.

LBT IP I LLC,  
Patent Owner.

---

IPR2020-01189 (Patent 8,497,774 B2)  
IPR2020-01191 (Patent 8,102,256 B2)  
IPR2020-01192 (Patent 8,421,618 B2)

---

Record of Oral Hearing  
Held: December 9, 2021

---

Before JOHN A. HUDALLA, SHEILA F. McSHANE, and  
JULIET MITCHELL DIRBA, *Administrative Patent Judges.*

IPR2020-01189 (Patent 8,497,774 B2)  
IPR2020-01191 (Patent 8,102,256 B2)  
IPR2020-01192 (Patent 8,421,618 B2)

APPEARANCES:

ON BEHALF OF THE PETITIONER:

ADAM P. SEITZ, ESQ.  
JENNIFER C. BAILEY, ESQ  
ROBIN SNADER, ESQ.  
Erise IP  
7015 College Boulevard  
Suite 700  
Overland Park, KS 66211  
(913) 777-5611 (Seitz)  
(913) 777-5600 (Bailey)  
(913) 777-5647 (Snader)  
adam.seitz@eriseIP.com  
jennifer.bailey@eriseIP.com  
robin.snader@eriseIP.com

ON BEHALF OF THE PATENT OWNER:

SHAUN GREGORY, ESQ.  
Butzel Long PC  
1909 K Street NW  
Suite 500  
Washington, DC 20006  
(202) 454-2882  
gregorysd@butzel.com

BRIAN SEAL, ESQ.  
Taft Stettinius & Hollister LLP  
200 Massachusetts Avenue NW  
Suite 500  
Washington, DC 20001  
(202) 664-1543  
bseal@taftlaw.com

IPR2020-01189 (Patent 8,497,774 B2)  
IPR2020-01191 (Patent 8,102,256 B2)  
IPR2020-01192 (Patent 8,421,618 B2)

The above-entitled matter came on for hearing on Thursday, December 9, 2021, commencing at 10:00 a.m. EST, via Video-Teleconference.

PROCEEDINGS

- - - - -

(9:59 a.m.)

JUDGE HUDALLA: This is the consolidated oral hearing in IPR2020-01189, 1191, and 1192. I'm Judge Hudalla. I have with me Judges McShane and Dirba. I'd like to start with appearances first. Could we start, please, with the Petitioner?

MR. SEITZ: Good morning, Your Honor. This is Adam Seitz on behalf of Petitioner, Apple. Also with me in the room, but off screen right now, is Jennifer Bailey and Robin Snader.

JUDGE HUDALLA: Okay. Good morning to you all. And for Patent Owner?

MR. GREGORY: Good morning, Your Honor. This is Shaun Gregory. And also present is Brian Seal.

JUDGE HUDALLA: Okay. Good morning to you as well. So per our trial hearing order, each side is going to have two hours total argument time today. However, we had a teleconference last Friday and we talked about breaking the hearing up into two sections. So what we'll do is we'll start with the 89 case, original and amended claims. Petitioner will go first and may reserve some rebuttal time. And then Patent Owner will go second and may reserve a brief sur-rebuttal. After that, we will turn to the combined 91 and 92 cases and repeat the process. But I do want to just ask Counsel to be cognizant that you're going to be held to the two hour limit across all of those cases.

And I do want to mention that we are going to keep the same record going throughout all of these hearings today. So you will be able to refer

IPR2020-01189 (Patent 8,497,774 B2)  
IPR2020-01191 (Patent 8,102,256 B2)  
IPR2020-01192 (Patent 8,421,618 B2)

1 back to things in the earlier parts of the hearing. I'll remind you that this is  
2 a public hearing and the transcript will be made public as well. We do  
3 have a public line, so please do not discuss any confidential information --  
4 proprietary information, although I do not believe we have any of that in this  
5 case.

6 We are obviously in a virtual environment here, so please mute  
7 yourself when you're not speaking. And also it helps if you would give us  
8 a bit of time after you speak to interject with questions. It also will help the  
9 Court Reporter if you can identify yourself by name when you start  
10 speaking.

11 I think that's all we have before we start the hearing. So I'm going  
12 to turn to Petitioner's Counsel. I don't know if it's going to be you, Mr.  
13 Seitz or Ms. Bailey speaking in the beginning here.

14 MR. SEITZ: It will be me, Mr. Seitz, Your Honor for the '774 and  
15 the -01189 proceeding. And then Ms. Bailey will handle the -01191 and -  
16 01192.

17 JUDGE HUDALLA: Okay. Thank you, Mr. Seitz. We usually  
18 just ask you how much time you'd like for rebuttal. But I'm going to ask  
19 you both, how much for an opening and how much for a rebuttal, so we can  
20 kind of keep the schedule going here?

21 MR. SEITZ: Yes, absolutely. So I'd like to have 45 minutes of  
22 total time and leave Ms. Bailey 75 minutes or an hour 15. Of the 45, Your  
23 Honor, I'd like to split it up in 35 and 10 for opening and rebuttal if that  
24 makes sense.

# Explore Litigation Insights

Docket Alarm provides insights to develop a more informed litigation strategy and the peace of mind of knowing you're on top of things.

## Real-Time Litigation Alerts



Keep your litigation team up-to-date with **real-time alerts** and advanced team management tools built for the enterprise, all while greatly reducing PACER spend.

Our comprehensive service means we can handle Federal, State, and Administrative courts across the country.

## Advanced Docket Research



With over 230 million records, Docket Alarm's cloud-native docket research platform finds what other services can't. Coverage includes Federal, State, plus PTAB, TTAB, ITC and NLRB decisions, all in one place.

Identify arguments that have been successful in the past with full text, pinpoint searching. Link to case law cited within any court document via Fastcase.

## Analytics At Your Fingertips



Learn what happened the last time a particular judge, opposing counsel or company faced cases similar to yours.

Advanced out-of-the-box PTAB and TTAB analytics are always at your fingertips.

## API

Docket Alarm offers a powerful API (application programming interface) to developers that want to integrate case filings into their apps.

## LAW FIRMS

Build custom dashboards for your attorneys and clients with live data direct from the court.

Automate many repetitive legal tasks like conflict checks, document management, and marketing.

## FINANCIAL INSTITUTIONS

Litigation and bankruptcy checks for companies and debtors.

## E-DISCOVERY AND LEGAL VENDORS

Sync your system to PACER to automate legal marketing.