

1 DR. MAHDI SHAHBAKHTI

2 UNITED STATES PATENT AND TRADEMARK OFFICE
3 BEFORE THE PATENT TRIAL AND APPEAL BOARD

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5 _____
6 BAYERISCHE MOTOREN WERKE AKTIENGESELLSCHAFT &

7 BMW OF NORTH AMERICA, LLC,

8 Petitioner

9 v.

10 PAICE LLC & THE ABELL FOUNDATION, INC.

11 Patent Owner

12 _____
13 Case No. IPR2020-00994

14 Patent No. 7,104,347
15 _____

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18 DEPOSITION OF DR. MAHDI SHAHBAKHTI

19 TAKEN REMOTELY BY VIDEOCONFERENCE

20 May 6, 2021

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23
24 Reported by: Mary Ann Payonk

25 Job No. 193241

1 DR. MAHDI SHAHBAKHTI

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May 6, 2021

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9:00 a.m. (Mountain)

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Deposition of DR. MAHDI SHAHBAKHTI taken

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remotely by videoconference pursuant to Notice

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and agreement of counsel, stenographically

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reported by Mary Ann Payonk, Shorthand Reporter

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and Notary Public, California CSR No. 13431.

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All attorneys participating in this

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deposition acknowledge that in compliance with

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public health orders, the reporter is not

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physically present in the deposition room and

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will be reporting remotely; further, that in

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lieu of an oath administered in person, the

19

witness will verbally declare their testimony

20

in this matter under penalty of perjury.

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24

25

1 DR. MAHDI SHAHBAKHTI

2 APPEARANCES:

3 ON BEHALF OF PETITIONER:

4 BY: VINCENT GALLUZZO, ESQ.

5 SCOTT BITTMAN, ESQ

6 CROWELL & MORING

7 1001 Pennsylvania Avenue NW

8 Washington, DC 20004

9

10 ON BEHALF OF PATENT OWNER and THE WITNESS:

11 BY: BRIAN LIVEDALEN, ESQ.

12 FISH & RICHARDSON

13 1000 Maine Avenue, SW

14 Washington, DC 20004

15

16 ALSO ATTENDING:

17 Rodolfo Duran, Legal Video Specialist

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1 DR. MAHDI SHAHBAKHTI

2 THE VIDEOGRAPHER: Good morning,
3 counselors. My name is Rodolfo Duran.
4 I'm the legal videographer in
5 association with TSG Reporting, Inc.

6 Due to the severity of COVID-19 and
7 following the practices of social
8 distancing, I will not be in the same
9 room with the witness; instead, I will
10 record this remotely.

11 The court reporter, Mary Ann
12 Payonk, also will not be in the same
13 room and will swear in the witness
14 remotely.

15 Do all parties stipulate to the
16 validity of this video recording, the
17 swearing in of the witness, and that it
18 will be admissible in the courtroom as
19 if it had been taken following Rule 30
20 of the Federal Rules of Civil Procedures
21 and the state's rules where this case is
22 pending?

23 MR. GALLUZZO: Yes.

24 MR. LIVEDALEN: Yes, I agree for
25 patent owners.

1 DR. MAHDI SHAHBAKHTI

2 MR. GALLUZZO: And agree for
3 petitioners.

4 THE VIDEOGRAPHER: Thank you.

5 This is the start of media labeled
6 number 1 of the remote video-recorded
7 deposition of Dr. Mahdi Shahbakhti in
8 the matter of Bayerische Motoren Werke
9 Aktiengesellschaft and BMW of North
10 America LLC versus Paice LLC, et al.

11 Today is May 6, 2021. The time is
12 9:01 Mountain Daylight Time, and we're
13 on the record.

14 Will counsel please introduce
15 yourselves.

16 MR. GALLUZZO: Vince Galluzzo from
17 the law firm of Crowell & Moring, and I
18 am here on behalf of petitioners, BMW.
19 With me is my colleague, Scott Bittman.

20 MR. LIVEDALEN: Brian Livedalen
21 from the law firm of Fish & Richardson
22 representing patent owners Paice and
23 Abell and the witness.

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