

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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INTEL CORPORATION AND XILINX, INC.,  
Petitioner,

v.

FG SRC LLC,  
Patent Owner.

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IPR2020-01449  
Patent 7,149,867 B2

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Record of Oral Hearing  
Held Virtually: Thursday, January 6, 2022

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Before KALYAN K. DESHPANDE, GREGG I. ANDERSON, and  
KARA L. SZPONDOWSKI, *Administrative Patent Judges*.

IPR2020-01449  
Patent 7,149,867 B2

A P P E A R A N C E S

ON BEHALF OF THE PETITIONER:

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The above-entitled matter came on for hearing on Thursday, January 6, 2022, commencing at 1:35 p.m., EST, by video/by telephone.

1 (Proceedings begin at 1:35 p.m.)

2 JUDGE SZPONDOWSKI: Good afternoon. Good to see  
3 everyone.

4 We have our final hearing in IPR 2020-1449 between  
5 Petitioner Intel Corporation and Patent Owner FG SRC.

6 So let me introduce the Panel. I'm Judge  
7 Szpondowski, and joining me are Judge Deshpande and Judge  
8 Anderson.

9 So let's get started first with the parties'  
10 appearances.

11 Who do we have for Petitioner Intel?

12 MR. NASH: Your Honor, Brian Nash of Pillsbury  
13 Winthrop Shaw Pittman here on behalf of Petitioner Intel  
14 Corporation.

15 I'm also joined on the line by a few others of my  
16 colleagues, including Matt Hindman and Evan Finkel. I  
17 believe they're on the public line.

18 And then I have present in the room today with me,  
19 it is Austin Schnell, also of Pillsbury, and then David  
20 Hoffman of Fish & Richardson who represents Petitioner  
21 Xilinx.

22 JUDGE SZPONDOWSKI: Okay. Thank you.

23 Mr. Nash, could you possibly -- do you have like a  
24 microphone that you could move a little closer? I can see --  
25 you're a bit hard to hear.

26 MR. NASH: Understood, Your Honor. (Indiscernible)

1 the solution, it's a little bit closer.

2 JUDGE SZPONDOWSKI: Okay. Okay.

3 And for patent owner, FG SRC.

4 MR. KESAN: Your Honors, I'm Jay Kesan from DiMuro  
5 Ginsberg for the Patent Owner FG SRC.

6 On the public line with me is Cecil Key and Henning  
7 Schmidt.

8 JUDGE SZPONDOWSKI: Okay, great. Welcome, everyone.

9 Since we're on the video -- I'm hearing a bit of an  
10 echo, so I'm going to get there, but when you're not  
11 speaking, if you could please mute yourself.

12 Thank you.

13 Okay. So I'd like to start off first by clarifying  
14 a few items.

15 Our primary concern is your right to be heard, so if  
16 at any time during the proceeding you encounter technical or  
17 other difficulties that you feel fundamentally undermines  
18 your ability to adequately represent your client, please let  
19 us know immediately, such as, for example, contacting the  
20 team member who provided you with connection information.

21 Second, as I said, when not speaking, please mute  
22 yourself.

23 Third, please identify yourself each time you speak.  
24 This will help the court reporter to prepare an accurate  
25 transcript.

26 Fourth, we have the entire record, including the

1 demonstratives, so when referring to demonstratives, papers,  
2 or exhibits, please do so clearly and explicitly by slide or  
3 page number. Please also pause a few seconds after  
4 identifying it so that -- to provide us some time to find  
5 it, and this will also help the preparation of an accurate  
6 transcript of the hearing.

7 Finally, please be aware that members of the public  
8 may be listening to this oral hearing.

9 We set forth the procedure for today's hearing in  
10 our November 30th, 2021 order, but just as a reminder, each  
11 party will have 60 minutes of total time to present your  
12 arguments.

13 Petitioner has the burden of proof as to whether the  
14 challenged claims are unpatentable and will go first.

15 Petitioner will also address patent owner's proposed  
16 substitute claims. And then patent owner will present  
17 opposition arguments. Then, to the extent that petitioner  
18 has reserved time, petitioner will present rebuttal. And  
19 then, to the extent patent owner has reserved time, patent  
20 owner will present surrebuttal.

21 The rebuttal and surrebuttal time may not be more  
22 than half of the parties' total argument time.

23 We also want to remind the parties not to interrupt  
24 the other party while the other party is presenting its  
25 arguments and demonstratives. If a party believes that a  
26 demonstrative or argument presented by the other party is

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