

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BOSE CORPORATION,
Petitioner,

v.

KOSS CORPORATION,
Patent Owner.

IPR2021-00297
Patent 10,368,155 B2

Record of Oral Hearing
Held: March 8, 2022

BEFORE: DAVID C. McKONE, GREGG I. ANDERSON, and
NORMAN H. BEAMER, Administrative Patent Judges.

IPR2021-00297
Patent 10,368,155 B2

A P P E A R A N C E S

ON BEHALF OF THE PETITIONER:

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ON BEHALF OF THE PATENT OWNER:

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The above-entitled matter came on for hearing on Tuesday,
March 8, 2022, commencing at 1:00 p.m. EST, by video/by telephone.

1 (Proceedings begin at 1:00 p.m.)

2 JUDGE ANDERSON: Good day to everyone.

3 We are here in a hearing for IPR 2021-00297.

4 Petitioner Bose Corporation, and Koss Corporation is the
5 owner of the challenged patent, U.S. Patent No.
6 10,368,155 B2.

7 Administratively, let me identify myself. I am
8 Judge Anderson. I am joined here today by Judges McKone and
9 Beamer. We're all, and you all are as well, participating
10 via teleconference, so keep that in mind.

11 As to demonstrative exhibits, you need to make sure
12 to refer to the slide number so we can follow along.

13 I am a big offender of this, but I will encourage
14 everyone to identify themselves when they speak. Like I
15 say, I don't always do that, and my apologies to our court
16 reporter if I slip up. Hopefully everybody can do that.

17 Each party is going to have 60 minutes, per the
18 order setting this hearing, to present argument.

19 Petitioner, you have the burden so you will proceed first,
20 and you may reserve rebuttal time to address patent owner's
21 arguments. Patent owner may likewise reserve some
22 surrebuttal time to respond to the rebuttal of the
23 petitioner.

24 We will keep track of the time, but we expect you
25 all to also understand where you are in your argument, how

1 much time you've used, how much time you have left.

2 Let me just note, we didn't receive any objections
3 to the demonstratives so we're proceeding on the basis that
4 there are none.

5 If you do have an objection to an argument being
6 made by the opposing party, please note it and address it
7 during your time period. We don't want to interrupt
8 people's presentations. I think it's very important that we
9 have continuity in that regard.

10 At this time, let's have counsel introduce
11 themselves, starting with petitioner.

12 Who is there for petitioner?

13 MR. RADER: Thank you, Your Honor. I'm Mike Rader
14 from Wolf Greenfield & Sacks on behalf of Bose.

15 With me is my colleague, Nathan Speed.

16 JUDGE ANDERSON: Your audio was very poor for me,
17 Mr. Rader.

18 Can everybody else hear him better? Maybe it's me.

19 UNIDENTIFIED SPEAKER: No.

20 MR. RADER: Okay. Let me attempt to fix that before
21 we start.

22 THE TECHNICIAN: Mr. Rader, the fix for that would
23 be just, since you're using computer audio, try to get as
24 close as you can to the microphone on your laptop or, if you
25 have another phone, just -- just dial in with the number

1 provided. That might be easier.

2 MR. RADER: Sure. Let me just ask, because I'm now
3 closer to the computer. Is it better or should I dial in?

4 JUDGE ANDERSON: It's better. Counsel for -- okay.
5 It's better. Let's go for a little bit and, if it's a
6 problem, I think we'll have you call in.

7 Do you have the call-in number available if we need
8 to do that? And can our technical IT people make sure we
9 have that ability, if needed?

10 THE TECHNICIAN: Yes. So Mr. Rader, the call-in
11 number is in the Webex, you'll just simply change your audio
12 options to switch audio, and then that will give you another
13 menu to actually call in, and it will give you a number to
14 dial in with the access code and ID.

15 MR. RADER: Okay.

16 JUDGE ANDERSON: Well, let's try to do it like this.
17 I'm able to hear him, and I have bad hearing, so it should be
18 okay.

19 MR. RADER: I'll try to speak up.

20 JUDGE ANDERSON: Yeah, that would help.

21 And patent owner, can we have an entry of appearance
22 for patent owner.

23 MR. KNEDEISEN: This is Mark Knedeisen for K&L Gates
24 for patent owner.

25 MR. SPEED: Your Honor, I'm sorry. This is Nathan

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