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

APPLE, INC.,)
)
Petitioner,)
)
v.) Case No. IPR2021-00971
)
) Patent 10,595,731
ALIVECOR, INC.,)
)
Patent Owner.)

ZOOM REALTIME DEPOSITION OF BERNARD R.
CHAITMAN, M.D., a Witness, taken remotely on
behalf of the Patent Owner before Peggy E.
Corbett, CSR, CCR, RDR, pursuant to Notice on the
24th day of March, 2022, at the Marriott Hotel,
Boca Raton, Florida.

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Reporter's Note: The original exhibits were submitted to the court reporter for copying and distribution with retention by Mr. Pak thereafter.

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(Deposition commenced at 9:00 a.m.)

BERNARD R. CHAITMAN, M.D.,
a Witness, being first duly remotely sworn,
testified under oath as follows:

EXAMINATION

BY MR. PAK:

Q. All right, good morning, Dr. Chaitman.

A. Good morning, and thanks for
accommodating my schedule.

Q. Of course.

MR. PAK: Just to say on the record
this is Sean Pak of Quinn Emanuel and Josh
Scheufler representing the patent owner,
AliveCore.

MR. GRAUBART: And this is Noah
Graubart with Fish & Richardson. Along with me
is Jay Zhu and Ryan Chowdhury, also from Fish &
Richardson on behalf of Petitioner Apple.

THE WITNESS: And I'm Bernard
Chaitman, the witness for Fish & Richardson.

MR. PAK: And whoever is
controlling the video, would it be possible to
put Dr. Chaitman in the center focus?

(Off-the-record discussion.)

Q. (BY MR. PAK) Dr. Chaitman, you

1 understand, sir, that you are testifying under
2 oath today?

3 A. Yes, I do.

4 Q. And you understand that the testimony
5 you give today is under the penalty of perjury?

6 A. I do.

7 Q. Do you have any reason that you cannot
8 testify truthfully and accurately to my questions
9 today?

10 A. No.

11 Q. Now Doctor, have you been deposed in
12 prior matters?

13 A. I have.

14 Q. In which cases?

15 A. Well, I have been deposed for medical
16 malpractice issues as a witness, and I have also
17 provided expert testimony once before, I believe,
18 with Fish & Richardson.

19 Q. And do you recall that case involving
20 the Fish & Richardson firm?

21 A. I don't, but I'm sure the attorneys can
22 provide that information.

23 Q. Do you recall whether it was a patent
24 case?

25 A. Oh, yes, it was a patent case.

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