

Dr. Andrew Wolfe
April 22, 2022

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

NINTENDO CO., LTD., and NINTENDO OF AMERICAN, INC.
Petitioner

v.

ANCORA TECHNOLOGIES, INC.,
Patent Owner

IPR2021-01338
IPR2021-1406

VIDEO CONFERENCE DEPOSITION OF:
DR. ANDREW WOLFE

TAKEN BY: Attorney for Patent Owner
DATE: April 22, 2022
TIME: 12:00 p.m. - 1:36 p.m.
PLACE: Via Video Conference

Examination of the witness taken before:

Jerry Lefler CSR RPR CRR CM
U.S. Legal Support

U.S. Legal Support | www.uslegalsupport.com

1 APPEARANCES:

2

3 DAVID GOSSE, ESQ. (Via Video)
4 Fitch, Even, Tabin & Flannery, LLP
5 120 South LaSalle Street, Suite 2100
6 Chicago, Illinois 60603
7 Dgosse@fitcheven.com

8

9 Counsel for Patent Owner

10

11

12 KYLE CANAVERA, ESQ. (Via Video)
13 Perkins Coie, LLP
14 11452 El Camino Real, Suite 300
15 San Diego, California 92130
16 Canavera-ptab@perkinscoie.com

17

18 Counsel for Petitioner

19

20

21 JON WRIGHT, ESQ. (Via Video)
22 Sterne, Kessler, Goldstein & Fox PLLC
23 1100 New York Ave, NW Suite 600
24 Washington DC 20005

25

Counsel for Roku and Vizio

26

27

28

29

30

31

32

33

34

35

36

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

I N D E X

PAGE

Direct Examination by Mr. Gosse	4
Deposition Officer's Certificate	49
Errata Sheet	50

EXHIBIT INDEX

(NONE)

1
2
3
4
5
6
7
8
9
10
11
12
13
14
15
16
17
18
19
20
21
22
23
24
25

P R O C E E D I N G S

DEPOSITION OFFICER: Before we proceed, I will ask counsel to agree on the record that there is no objection to the Deposition Officer administering a binding oath to the witness remotely.

Will all counsel please state your agreement on the record.

MR. CANAVERA: This is Kyle Canavera for Nintendo. Agreed.

MR. GOSSE: This is David Gosse for Ancora. Agreed.

Just to be clear, Jon, I don't know if you agreed to swear the witness on the record.

MR. WRIGHT: Agreed.

////////////////////////////////////

THEREUPON,

DR. ANDREW WOLFE

was adduced as the deponent herein, and being first duly sworn upon oath, was questioned and testified as follows:

DIRECT EXAMINATION

BY MR. GOSSE:

Q. With the preliminaries out of the way, good morning, Dr. Wolfe.

A. Good morning.
U.S. Legal Support | www.uslegalsupport.com

1 Q. I assume you've had your deposition taken before.

2 A. I have.

3 Q. Okay. Well, I'll keep the introductions short.

4 The thing I like to always say is that as the witness,

5 you're entitled to a clear question. So if you don't

6 understand something I've asked, just let me know and I'll

7 try to rephrase it in a way that makes more sense to you.

8 Is that okay?

9 A. That's fine.

10 Q. Okay. And on the flip side, I appreciate a clear

11 answer wherever possible, so I might follow up with you on

12 occasion, and I hope you don't mind that.

13 A. Okay.

14 Q. Just since we are remote, I'd like to confirm

15 with you that there's no one else in the room with you

16 there on your end.

17 A. There is no one else here.

18 Q. Okay. Are you in any -- are you in communication

19 with anyone else from where you sit right now aside from

20 the people on the video chat?

21 A. No.

22 Q. Okay. Do you have any communication devices in

23 the room with you right now?

24 A. There's lots of computers, but this is the only

25 one that's turned on.

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.