```
 1            UNITED STATES PATENT AND TRADEMARK OFFICE

 2                        _____

 3          BEFORE THE PATENT TRIAL AND APPEAL BOARD

 4                        _____

 5                          APPLE INC.,

 6                          PETITIONER

 7                             V.

 8                        RFCYBER CORP.,

 9                        PATENT OWNER

10        IPR2022-00412 OF U.S. PATENT NO. 9,189,787

11        IPR2022-00413 OF U.S. PATENT NO. 9,240,009

12

13

14        ORAL AND VIDEOCONFERENCE DEPOSITION OF

15

16                        MIGUEL GOMEZ

17

18

19

20

21

22       (Taken February 7, 2023 at 11:02 A.M. CST)

23

24   REPORTED BY:Karisa J. Ekenseair, CCR RMR, LS NO. 802

25
```
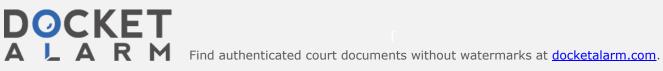
LEXITAS LEGAL

```
 1                T A B L E   O F   C O N T E N T S

 2                                                  PAGE

 3   STYLE AND NUMBER...............................    1
     APPEARANCES....................................    3
 4   CAPTION........................................    4

 5   WITNESS:   MIGUEL GOMEZ
     EXAMINATION BY MR. HART........................    5
 6   EXAMINATION BY MR. OSTLING.....................   64

 7   CERTIFICATE OF COURT REPORTER.................   68

 8                       EXHIBITS
                       (NONE MARKED)
 9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25
```

LEXITAS LEGAL

```
 1                        APPEARANCES

 2

 3    FOR THE PETITIONER:

 4           PAUL R. HART, ESQUIRE
             HUNTER HORTON, ESQUIRE
 5           KEVIN RONGISH, ESQUIRE
             ERISE IP, P.A.
 6           5299 DTC BLVD., SUITE 1340
             GREENWOOD VILLAGE, COLORADO 80111
 7           913-777-5600
             PAUL.HART@ERISEIP.COM
 8
      FOR THE PATENT OWNER:
 9
             JACOB OSTLING, ESQUIRE
10           FABRICANT LLP
             411 THEODORE FREMD AVENUE, SUITE 206 SOUTH
11           RYE, NEW YORK 10580
             JOSTLING@FABRICANTLLP.COM
12
      ALSO PRESENT:
13
             Ryan Gray, Lexitas Technician
14

15                       * * * * *

16

17

18

19

20

21

22

23

24

25
```

```
 1                        CAPTION

 2        ANSWERS AND ORAL AND VIDEOCONFERENCE

 3   DEPOSITION OF MIGUEL GOMEZ, a witness produced

 4   at the request of the Petitioner, taken in the

 5   above-styled and numbered cause on the 7th day

 6   of February, 2023, before Karisa Ekenseair,

 7   Arkansas Supreme Court Certified Court Reporter

 8   #802, at 11:02 A.M. CST, via videoconference,

 9   pursuant to the agreement hereinafter set forth.

10

11              *  *  *  *  *  *  *  *  *

12

13

14

15

16

17

18

19

20

21

22

23

24

25
```

```
 1                    MIGUEL GOMEZ

 2    of lawful age, being first duly sworn, deposes and

 3    says in reply to the questions propounded as

 4    follows:

 5                     *  *  *  *  *

 6                    EXAMINATION

 7    BY MR. HART:

 8        Q.    Good morning, Mr. Gomez.  To get us

 9    started, can you state your full name for the

10    record?

11        A.    Miguel Willie Gomez.

12        Q.    Have you been deposed before, Mr. Gomez?

13        A.    I have.

14        Q.    How many times approximately?

15        A.    About 14 times.

16        Q.    Okay.  I'll keep the introduction short

17    and sweet just as a refresher.  It's my job to ask

18    clear questions today.  If you don't understand a

19    question I ask you, if any part of my question is

20    confusing, please let me know so I can rephrase it

21    or clarify.

22             The court reporter can only take down one

23    of us speaking at a time.  I will do my best not to

24    speak over you, and I ask that you do your best not

25    to speak over me so she can get a clear record.  If
```

DOCKET ALARM

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.

fastcase®
Smarter legal research.