



Deposition of:
Eric H. Maslen , Ph.D.

March 25, 2021

In the Matter of:
**Unicorn Global Inc Et Al Vs. Golabs
Inc**

Veritext Legal Solutions
800-734-5292 | calendar-dmv@veritext.com |

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF TEXAS
DALLAS DIVISION

- - - - - :
UNICORN GLOBAL, INC., et al., :
:
Plaintiffs, : CASE NO.
:
vs. : 3:19-CV-0754-N
:
GOLABS, INC., d/b/a GOTRAX, :
LLC, et al., :
:
Defendants. :
:
- - - - - :

VIDEO DEPOSITION OF ERIC MASLEN, PHD

DATE: March 25, 2021
TIME: 1:05 p.m.
LOCATION: Via Zoom Videoconference
Earlsville, Virginia

REPORTED BY: Constance H. Rhodes
Reporter, Notary

Veritext Legal Solutions
1250 Eye Street, Northwest
Washington, DC 20005

<p style="text-align: right;">Page 6</p> <p>1 Q How many trials and/or legal hearings 2 have you testified at before? 3 A I've got a list. Do you want me to -- I 4 don't know. 5 Q Do you have a rough estimate? 6 A Maybe four or five trials. 7 Q What were the outcomes of those trials? 8 Can you summarize it? 9 A Let's see. The first case, the outcome 10 was they found for the plaintiff. Second case 11 that I was an expert in settled out of court. The 12 third settled out of court. I was in an 13 arbitration. I don't know the outcome of that 14 arbitration. Another one, no court hearing. 15 Settled out of court. Gosh. There was a court 16 hearing, I was there, there was a deposition, and 17 I don't know the outcome. 18 Swimways, let's see. That was deposition 19 but no courtroom hearing. I believe they found for 20 defendant, but I don't actually know the outcome. 21 L&R, this was a preliminary injunction. I gave a 22 deposition. Let's see. ASF was only deposition.</p>	<p style="text-align: right;">Page 8</p> <p>1 Q What was the outcome of that case? 2 A I don't know what the final outcome of 3 the case was. 4 Q Were these all patent infringement 5 cases? 6 A Yes. 7 Q So I'm going to summarize some of the 8 procedures here today to facilitate this 9 videoconference deposition. Can we agree that if 10 someone drops off the video conference, we will 11 pause the deposition and wait to resume until the 12 person rejoins? 13 MR. WANG: Yes. Sure. 14 BY MR. PEZZANO: 15 Q And Dr. Maslen, are your video and audio 16 feeds working right now? 17 A Seem fine. 18 Q Is there any significant delay or are 19 you having any quality issues with the audio? 20 A I'm on a DSL line so it's a little bit 21 slow, but it's not a noticeable delay. 22 Q Would you agree to let me know if you</p>
<p style="text-align: right;">Page 7</p> <p>1 And Free-Flow, actually not even a deposition. 2 So those are all the previous -- I guess 3 I've really only had two courtroom experiences. I'm 4 sorry I overstated that. 5 Q And by courtroom appearances are you 6 referring to trial testimony? 7 A Trial testimony, yes. 8 Q And the first case you mentioned that 9 you testified in trial you indicated the outcome 10 was on behalf of the plaintiff. Who were the 11 parties in that case? 12 A It was Pregis versus Doll and Free Flow 13 Packaging. Doll being the patent office. 14 Q And who were you representing in that 15 case? 16 A The plaintiff. 17 Q And what was the other case that you 18 testified in trial that had an outcome? 19 A So it was a preliminary hearing. I 20 don't -- maybe that's not a trial. It was in 21 court. That was the Robert Bosch LLC v. Albrecht 22 Products and Costco.</p>	<p style="text-align: right;">Page 9</p> <p>1 are having an Internet connect activity issue, and 2 we will delay to try to accommodate you? 3 A Sure. Of course. 4 Q Can you agree -- can you please confirm 5 there is no one else in the room with you? 6 A No one in the room. There's a dog that 7 might wander in but that's it. 8 Q Are there any other electronics in the 9 room with you? 10 A My telephone is sitting in here. That's 11 it. 12 Q And I say this to all the witnesses. 13 Oftentimes, attorneys say turn off all the 14 electronics. I don't. You can keep your phone 15 on. You might want to just turn down the volume, 16 just in case of an emergency, you know. I don't 17 mind if you leave it on. Just keep to the side 18 with maybe the ringer turned down a little bit, if 19 that's okay. 20 A I muted the ringer. 21 Q Where are you located here today. 22 A I'm in my house at 748 Reas Ford in</p>

<p style="text-align: right;">Page 10</p> <p>1 Earlysville.</p> <p>2 Q We'll take periodic breaks about every</p> <p>3 hour or so for about 10 minutes or 15 minutes. Is</p> <p>4 that okay with you?</p> <p>5 A Sure. Sounds good.</p> <p>6 Q If you need to take a break at any point</p> <p>7 in time, just let me know and we'll accommodate</p> <p>8 you. Okay?</p> <p>9 A Thank you.</p> <p>10 Q Do you understand you are testifying</p> <p>11 under oath here today?</p> <p>12 A I do.</p> <p>13 Q Do you understand that the oath is</p> <p>14 binding as if you -- as if the oath had been given</p> <p>15 in a court of law?</p> <p>16 A Yes.</p> <p>17 Q Is there any reason you cannot testify</p> <p>18 truthfully and accurately here today?</p> <p>19 A No.</p> <p>20 Q Are you on any medication that would</p> <p>21 impact your ability to testify truthfully here</p> <p>22 today?</p>	<p style="text-align: right;">Page 12</p> <p>1 of Virginia. And then once I got my doctorate, I</p> <p>2 joined the faculty at University of Virginia. I was</p> <p>3 on that faculty from 1990 until 2010, and in 2010 --</p> <p>4 at which point I was a full professor. And in 2010</p> <p>5 I took a position as department head at James</p> <p>6 Madison University, and I stayed there until 2016,</p> <p>7 August. And then I retired from there, and I've</p> <p>8 since then been working as a consultant.</p> <p>9 Q Are you self-employed as a consultant?</p> <p>10 A Yes. I am self-employed as a</p> <p>11 consultant.</p> <p>12 Q I don't know if you recall but the last</p> <p>13 time you testified -- actually, I took your</p> <p>14 deposition -- was on September 12, 2019, in a</p> <p>15 related case involving the '155 and '802 patents.</p> <p>16 Do you recall that?</p> <p>17 A Yes.</p> <p>18 Q And since that time have you been</p> <p>19 involved in -- maybe if you can from that point in</p> <p>20 time summarize the litigations you've been</p> <p>21 involved in since September of 2019? You can use</p> <p>22 your resume to assist.</p>
<p style="text-align: right;">Page 11</p> <p>1 A No.</p> <p>2 Q And have you ever been convicted of a</p> <p>3 felony?</p> <p>4 A No.</p> <p>5 Q Have you ever been convicted of a crime</p> <p>6 that relates to your ability to give truthful</p> <p>7 testimony here today?</p> <p>8 A No.</p> <p>9 Q Can you summarize your formal education?</p> <p>10 A I got a bachelor of science from Cornell</p> <p>11 University in 1980, and I got a doctorate in</p> <p>12 mechanical and aerospace engineering from</p> <p>13 University of Virginia in 1990.</p> <p>14 Q Can you chronologize your employment</p> <p>15 history since you graduated with your doctorate</p> <p>16 degree at the University of Virginia.</p> <p>17 A Yeah. I went to work as a mechanical</p> <p>18 engineer for Koppers Company, and I was there from</p> <p>19 roughly '80 through '85 with a break in the middle</p> <p>20 where I was in the U.S. Peace Corps.</p> <p>21 And then I went to graduate school. I was</p> <p>22 employed while in graduate school by the University</p>	<p style="text-align: right;">Page 13</p> <p>1 A Yeah. Right. No. Most of the work</p> <p>2 I've been doing was all related to these</p> <p>3 hoverboard activities. I have some other ongoing</p> <p>4 activities. Should I report them? I don't know</p> <p>5 if I've been disclosed as a witness in those, so</p> <p>6 I'm not sure I should be -- should be saying much</p> <p>7 about them. But only one other case, and it's not</p> <p>8 related to hoverboards.</p> <p>9 Q Your counsel could put the transcript</p> <p>10 under confidentiality if you are afraid of</p> <p>11 revealing confidential information. I'm not going</p> <p>12 to ask you any details about the other matter that</p> <p>13 you've identified, just the names of the parties.</p> <p>14 A Okay. It's Geigtech East Bay, LLC</p> <p>15 versus Lutron Electronics Company, Incorporated.</p> <p>16 Q And who are you representing in that</p> <p>17 matter?</p> <p>18 A I represent Lutron.</p> <p>19 Q Is that a patent infringement matter?</p> <p>20 A Yes.</p> <p>21 Q You mentioned that you've been involved</p> <p>22 in various hoverboard matters. Have you been</p>

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.