DOCKET

Δ

Page 1 UNITED STATES PATENT AND TRADEMARK OFFICE BEFORE THE PATENT TRIAL AND APPEAL BOARD APPLE INC.,)) CASE IPR Petitioner,) 2022-01291) -against-) US Patent No. 10,687,745) MASIMO CORPORATION,) Patent Owner.) * * * * * * * * * * * * VIDEO-RECORDED DEPOSITION OF BRIAN W. ANTHONY, PH.D. Zoom Recorded Videoconference 09/15/2023 11:03 a.m. (EDT) REPORTED BY: AMANDA GORRONO, CLR CLR NO. 052005-01 DIGITAL EVIDENCE GROUP 1730 M Street, NW, Suite 812 Washington, D.C. 20036 (202) 232-0646

A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

9/15/20	23 Apple, Inc. v. Masimo Corp. Brian W. Anthony Ph.D.
	Page 2
1	09/15/2023
2	
3	11:03 a.m. (EDT)
4	
5	
6	VIDEO-RECORDED DEPOSITION OF BRIAN W. ANTHONY,
7	Ph.D., held virtually via Zoom Videoconferencing,
8	before Amanda Gorrono, Certified Live Note
9	Reporter, and Notary Public of the State of New
10	York.
11	
12	
13	
14	
15	
16	
17	
18	
19	
20	
21	
22	

DOCKET A L A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

Page 3 APPEARANCES 1 2 (Via Zoom Videoconferencing): 3 ON BEHALF OF THE PETITIONER APPLE INC.: Nicholas W. Stephens, Esquire 4 5 Fish & Richardson P.C. 6 60 South 6th Street, Suite 3200 Minneapolis, MN 55402 7 8 PHONE: 612-766-2018 9 E-MAIL: Nstephens@fr.com – AND – 10 Kim Leung, Esquire Fish & Richardson P.C. 12860 El Camino Real Suite 400 11 San Diego, CA 92130 12 PHONE: 858-678-4713 E-MAIL: Leung@fr.com 13 14 15 16 17 18 19 20 21 22

DOCKET A L A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>. Apple, Inc. v. Masimo Corp.

Page 4 APPEARANCES CON'T 1 2 ON BEHALF OF PATENT OWNER MASIMO CORPORATION: 3 Carol Pitzel Cruz, Esquire Knobbe Martens 925 4th Ave #2500 4 Seattle, WA 98104 PHONE: 206-405-2000 5 E-MAIL: Carol.pitzel.cruz@knobbe.com 6 7 - AND -Daniel Kiang, Esquire 8 Knobbe Martens 9 2040 Main Street 10 Irvine, CA 92614 11 PHONE: 949-760-0404 12 E-MAIL: Daniel.kiang@knobbe.com 13 – AND – Jeremiah S. Helm, Ph.D., Esquire 14 15 Knobbe Martens 16 2040 Main Street Irvine, CA 92614 17 PHONE: 949-760-0404 18 E-MAIL: jeremiah.helm@knobbe.com 19 20 21 ALSO PRESENT: 22 Joe Cerda - Trial Tech/Videographer - Digital

			Page 5
1		INDEX	
2			
3			
4	WITNESS	EXAMINATION BY	PAGE
5	BRIAN W. ANTH	HONY, Ph.D. MS. PITZEL CRUZ	8
6			
7		EXHIBITS	
8	EXHIBIT	DESCRIPTION	PAGE
9	Exhibit 1001	US Patent 10,687,745	. 59
10	Exhibit 1004	US Patent 8,670,819	. 155
11	Exhibit 1005	US Patent 9,392,946	. 195
12	Exhibit 1042	Supplemental Declaration of Brian W.	
13		Anthony	. 14
14	Exhibit 1043	American Heritage Dictionary Fifth	
15		Edition excerpt	. 173
16	Exhibit 1044	Collins Dictionary excerpt	. 174
17	Exhibit 1045	Merriam-Webster's Collegiate	
18		Dictionary excerpt	. 174
19	Exhibit 1050	"A Neo-Reflective Wrist Pulse	
20		Oximeter"	. 78
21			
22			

DOCKET ALARM Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

DOCKET A L A R M



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.