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2

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ON BEHALF OF PATENT OWNER:

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16 ALSO PRESENT:

17 JACOB PETTYJOHN, Videographer

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1 I N D E X

2 WITNESS PAGE

3 DR. BRIAN ANTHONY

4 Cross-Examination by Mr. Smith 5

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6 E X H I B I T S

7 DEPOSITION EXHIBIT PAGE

8 Number 1003 Declaration 9

9 Number 1001 U.S. Patent 7,761,127 22

10 Number 1004 Yamada patent 76

11 Number 1005 Chadwick patent 89

12 Number 2053 Design of Pulse Oximeters 188

13 edited by J.G. Webster book

14 Number 1007 Cheung patent 222

15 Number 1008 Noguchi patent 239

16 Number 1006 Leibowitz patent 251

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1 THE VIDEOGRAPHER: We are now on the
2 record. This is video No. 1 of the video-recorded
3 deposition of Dr. Brian W. Anthony, Ph.D., in the
4 matter of Apple Inc. v. Masimo Corporation in the
5 United States Patent -- or in the United States
6 Patent and Trademark Office before the Patent
7 Trial and Appeal Board, Case IPR2022-01299, U.S.
8 Patent 7,761,127.

9 This deposition is being held remotely by
10 Zoom videoconferencing on May 5, 2012. The time
11 on the video screen is 10:32 a.m.

12 My name is Jacob Pettyjohn, and I am the
13 legal videographer from Digital Evidence Group.
14 The court reporter is Rachel Gard, in association
15 with Digital Evidence Group.

16 All parties have stipulated to the witness
17 being sworn in remotely.

18 Counsel, will you please state your
19 appearances and whom you represent, followed by
20 the court reporter

21 MR. CANNON: I'm Ted Cannon at Knobbe
22 Martens Olson & Bear, and I represent Masimo.

1 MR. STEPHENS: This is Nicholas Stephens
2 on behalf of petitioner Apple Inc. from the law
3 firm of Fish & Richardson.

4 (Witness sworn.)

5 WHEREUPON:

6 DR. BRIAN ANTHONY,
7 called as a witness herein, having been first duly
8 sworn, was examined and testified as follows:

9 CROSS-EXAMINATION

10 BY MR. CANNON:

11 Q Good morning, Dr. Anthony.

12 A Good morning.

13 Q Have you been deposed before?

14 A Yes, I have.

15 Q How many times?

16 A I'd say approximately ten.

17 Q And were you an expert witness in the
18 prior cases in which you were deposed?

19 A I'm sorry. The Internet dropped out for a
20 second there. Will you repeat the question?

21 Q Were you an expert witness in the prior
22 cases in which you were deposed?

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