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UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

- - - - - x
LIFESCAN, INC., :
Petitioner, : IPR2023-00712
v. :
FACET TECHNOLOGIES, LLC, : Patent 8,840,635
Patent Owner. :
- - - - - X

Deposition of PAUL HATCH
Conducted Virtually
Wednesday, April 10, 2024
9:05 a.m. EDT

Job No.: 532635
Pages 1 - 65
Reported by: Debra A. Whitehead

1 Deposition of PAUL HATCH, conducted
2 virtually.

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5 Pursuant to notice, before Debra Ann Whitehead,
6 E-Notary Public in and for the State of Maryland.

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1 A P P E A R A N C E S

2 ON BEHALF OF PETITIONER:

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10 ON BEHALF OF PATENT OWNER:

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18

19 ALSO PRESENT:

20 JACK DUNN, A/V Technician

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C O N T E N T S		
EXAMINATION OF PAUL HATCH		PAGE
By Mr. Peters		5
EXHIBITS MARKED IN TODAY'S SESSION		
(none marked)		
EXHIBITS MARKED PRIOR TO TODAY'S SESSION		
(Not Attached)		
DEPOSITION EXHIBIT		PAGE
Exhibit 1044 Declaration of Paul Hatch		9
Exhibit 1045 Report of Paul Hatch		10

1 P R O C E E D I N G S

2 PAUL HATCH,

3 having been duly sworn, testified as follows:

4 EXAMINATION BY COUNSEL FOR PATENT OWNER

5 BY MR. PETERS:

6 Q Good morning, Mr. Hatch.

7 A Good morning.

8 Q Where are you this morning?

9 A Chicago.

10 Q Are you at your house?

11 A Yes, that's correct; my home office.

12 Q Anyone else in the room with you?

13 A No, no one else in the entire building.

14 Q Are you communicating with anybody

15 outside of this Zoom deposition?

16 A No, I'm not.

17 Q Do you have any materials with you today?

18 A I do. I've got a printout of the patent,

19 which we've been calling the '635. And I also

20 have a printout of my declaration, and neither

21 copy have any notes or any marks on them.

22 Also I have a digital copy of the same,

1 plus my rebuttal, which is Exhibit 1045, up on my
2 screen here. But nothing else on my screen or on
3 my desk.

4 Q Understood. Thank you.

5 You mentioned your rebuttal report, and
6 that's Exhibit 1045.

7 Is that right?

8 A Yes.

9 Q You've adopted that in your declaration
10 in this case. Correct?

11 A Yes, at least in part because of the
12 infringement opinions that were in there.

13 Q Were you previously deposed in relation
14 to your rebuttal report in the district court?

15 A Yes, I was.

16 Q What did you do to prepare for the
17 deposition today?

18 A Reread through the materials to refresh
19 my memory, sleep well, eat well.

20 Q When you say "the materials," are you
21 referring to your declaration Exhibit 1044,
22 rebuttal report Exhibit 1045?

1 A Yes. And the patent, yes.

2 Q Did you review any materials that are not
3 of record in the IPR?

4 A Not in preparation for today's
5 deposition, no.

6 Q Did you meet with counsel in preparation
7 for today's deposition?

8 A I did.

9 MR. STEIN: I'll just -- I was just going
10 to caution the witness not to reveal the content
11 of any attorney-client privileged information.
12 But otherwise, he can answer.

13 Q Sorry, you said you did?

14 A Yes. I met with Mr. Stein who's here
15 today.

16 Q How long did you meet with Mr. Stein?

17 A It was about an hour, may have been
18 slightly longer.

19 MR. STEIN: Same caution, though, on
20 those types of questions.

21 Q Did you review the transcript of the
22 deposition of Mr. Hatch of June 27, 2023, in

1 preparation for your deposition?

2 A No, I did not. No.

3 Q Did you speak with Mr. Delman in
4 preparation for your deposition?

5 A No, I did not.

6 Q Did you speak with anybody other than
7 counsel in preparation for your deposition?

8 A No, I did not.

9 Q I've already dropped Exhibit 1044 for
10 Debbie.

11 MR. PETERS: Alex, I can drop it again.
12 And Mr. Hatch, do you want me to drop it into the
13 chat for you, or do you want to just work off of
14 what you have and we can be in agreement on what
15 we're looking at is the same document?

16 A I can work off what I have here unless
17 there's something you want to show me, of course.

18 MR. PETERS: Does that work, Alex?

19 MR. STEIN: Yeah.

20 Q So let's open up Exhibit 1044. I would
21 like you to turn to Paragraph 17. And let me know
22 when you're ready.

1 (Deposition Exhibit 1044, previously
2 marked, not attached.)

3 A Yes.

4 Q So you mention in Paragraph 17 that a
5 photo showing your fingers handling the Delica and
6 Delica Plus lancets was included in Mr. Joel
7 Delman's rebuttal declaration and submitted with
8 petitioner's reply.

9 Do you see that?

10 A Yes.

11 Q Did you speak with Mr. Delman in
12 preparation for your -- or in preparing your
13 declaration, Exhibit 1044?

14 MR. STEIN: Objection. Form.

15 A I did not speak with Mr. Delman.

16 Q Did you see draft reviews of Mr. Delman's
17 rebuttal declaration?

18 MR. STEIN: Objection. Form.

19 A I did not.

20 Q Sorry, I am going to withdraw that
21 previous question and reask it.

22 Did you review drafts of Mr. Delman's

1 rebuttal declaration?

2 MR. STEIN: Same objection. Form.

3 A No, I did not review drafts of his
4 declaration.

5 Q Did you review drafts of petitioner's
6 reply?

7 MR. STEIN: Same objections.

8 A No, I did not review drafts.

9 Q Let's go to Exhibit 1045.

10 (Exhibit 1045, previously marked, not
11 attached.)

12 Q And let's look at Paragraph 235. Well,
13 actually, let's start at 230.

14 Let me know when you're ready.

15 A Okay, sure. Yes, I'm there. It's the
16 noninfringing alternatives section, which of
17 course is not part of the IPR at the moment.

18 Q What do you mean by that?

19 A My declaration was about noninfringement
20 for the current IPR, and so it's not necessarily
21 about the noninfringing alternatives.

22 Q So are you saying that this part of

1 Exhibit 1045 is not in the record of the IPR?

2 MR. STEIN: Objection. Form.

3 A My understanding is the whole document is
4 in the record, but there are relevant parts of the
5 analysis for noninfringement would be those
6 noninfringement parts of this report.

7 Q Well, nevertheless, I'm still going to
8 ask you about it.

9 Paragraph 230. You refer to 11 lancets
10 made by Asahi that you refer to as noninfringing
11 alternatives?

12 Do you see that?

13 MR. STEIN: Objection. Scope. Form.

14 A Yes, I do.

15 Q I just want to address the objection.

16 MR. PETERS: So, Alex, is your position
17 that asking about Paragraph 230 of Exhibit 1045 is
18 beyond the scope of this deposition?

19 MR. STEIN: Yeah. That's why I objected
20 on the scope. His declaration in the IPR is about
21 the noninfringement for the Delica and the Delica
22 Plus. And I believe that's what he says in

1 Exhibit 1044.

2 MR. PETERS: Let's go to Exhibit 1044.

3 Q Let's go to Paragraph 7. Let me know
4 when you're ready.

5 In Paragraph 7 you say, "I signed my
6 rebuttal expert report of Paul Hatch regarding
7 noninfringement of U.S. Patent Number 8,840,635,
8 which I understand is being submitted as Exhibit
9 1045 in this IPR."

10 Do you see that?

11 A Yes.

12 Q And in Paragraph 9 you state, "For
13 purposes of this declaration, I hereby adopt and
14 swear to these opinions set forth in Exhibit
15 1045."

16 Is that what you said?

17 A Yes.

18 Q Let's go to Exhibit 1045, and back to
19 Paragraph 230.

20 A I am here.

21 Q And you state --

22 A Paragraph 230, the section on

1 noninfringing alternatives which is obviously
2 nothing to do with my noninfringement part of this
3 document.

4 Q Now, in Paragraph 230 you show, or right
5 below it you show this Roche Accu-chek Softclix.

6 Do you see that?

7 MR. STEIN: Objection. Scope. Form.

8 A Yes, I do.

9 Q Why is Roche Accu-chek Softclix not
10 infringing on the '635 patent?

11 MR. STEIN: Objection. Scope and form.

12 A This is not part of the infringement
13 analysis, this part of the document. So this was
14 to do with the noninfringing alternatives, and the
15 Roche Accu-chek Softclix, as I understand, was
16 prior art to the patent.

17 Q Is that -- so I guess what you're saying
18 is the Roche Accu-chek Softclix is not infringing
19 because it was prior art.

20 Is that right?

21 MR. STEIN: Objection. Form. Scope.

22 A It was put forward as a number of

1 noninfringing alternatives that were made and sold
2 prior to the date of the patent.

3 Q Is there any other reason the Roche
4 Accu-chek Softclix is not infringing?

5 MR. STEIN: Objection. Form. Scope.

6 A Because the priority date was already
7 before the patent. I didn't conduct a full claim
8 analysis on every one of these to understand
9 whether it met all the claims or would otherwise
10 infringe. It was my understanding that because it
11 came prior to the patent, it was a suitable
12 noninfringing alternative and suitable for other
13 reasons, too.

14 Q You say you didn't conduct a full claim
15 analysis on every one of these. So let's break
16 that down a little.

17 Did you conduct a full claim analysis on
18 any of these lancets in Paragraph 230?

19 MR. STEIN: Objection. Form. Scope.

20 A For the noninfringing alternative section
21 here in the analysis, that was not necessary.

22 Q So you didn't do it. Right?

1 MR. STEIN: Objection. Form. Scope.

2 A It was not necessary, because they
3 were -- I had already concluded that they were
4 prior art to the patent, and therefore would be
5 noninfringing alternatives, along with other
6 suitability requirements. So it was not
7 necessary.

8 Q And so you also didn't do a partial claim
9 analysis on any of these lancets in Paragraph 230,
10 did you?

11 MR. STEIN: Objection. Form and scope.
12 And I may have to pause things if we're going to
13 spend the whole time on noninfringing
14 alternatives, which isn't in the IPR.

15 MR. PETERS: Well, let me address that a
16 little bit. Right? Because this goes to how
17 Mr. Hatch used the scope of the claims and, you
18 know, we're also going to see he has discussions
19 of Saikley in this section and Iio.

20 So I'll reask the question.

21 Q Mr. Hatch, you didn't do a partial claim
22 analysis on any of these lancets in Paragraph 230?

1 MR. STEIN: Objection. Form and scope.

2 A What do you mean by a partial claim
3 analysis?

4 Q Well, you said full claim analysis, so
5 did you do anything other than a less than a full
6 claim analysis?

7 A Yes. I analyzed the products themselves.
8 I was informed about the priority date of each. I
9 analyzed how they would be twisted, pushed,
10 pulled, handled by a consumer. There are a number
11 of other ways that I analyzed them, but I did not
12 do a full claim-by-claim analysis as you would
13 with infringement analysis.

14 Q Let's go to the next page, Page 116.
15 What are these pictures on Page 116?

16 MR. STEIN: Objection. Form. Scope.

17 A You're referring to the table below
18 Paragraph 236. Is that correct?

19 Q I think it's 231. So okay, sorry. I'm
20 looking at the Bates-labeled 116, which is
21 actually 113 at the bottom of the -- at the bottom
22 of the PDF. So I think we might be looking at the

1 wrong -- different page. It's above Paragraph
2 232.

3 A Okay. Good. I'm there.

4 Q So what are these pictures on Page 116?

5 MR. STEIN: Objection. Form. Scope to
6 this whole line of questioning.

7 A So this table is part of the
8 noninfringing alternatives of this rebuttal report
9 where it presents the -- a selection of 3D prints
10 of Asahi caps with the lancet body of the Delica
11 Plus.

12 Q So these are not commercially available
13 lancets. Right?

14 MR. STEIN: Objection. Form and scope.

15 A These are 3D prints of commercially
16 available caps.

17 Q Being combined with a lancet body that
18 they are not sold with. Right?

19 A Yeah, the --

20 MR. STEIN: Objection. Form and scope.
21 I'm still not following the scope issue here.

22 A This table part of the noninfringing

1 alternatives shows the lancet bodies of the Delica
2 Plus, which was commercially sold and available,
3 of course. But these are 3D prints of that
4 design.

5 Q Now, why is the Softclix cap plus Delica
6 Plus body not infringing the '635 patent? I'm
7 looking at the top left corner of this array of
8 photos. Why does that one not infringe the '635
9 patent?

10 MR. STEIN: Objection. Form and scope.

11 A These were presented as part of a -- I
12 will say a section out of what I was referring to
13 in the IPR declaration. But here the discussion,
14 as explained in Paragraph 231, was around the
15 contention facets that the pain experience of a
16 lancet would need to be met as part of their
17 acceptability as what they would understand as
18 acceptability. And that if, for instance, the
19 lancet body itself were responsible for that, then
20 these cap designs could equally be used with these
21 lancet bodies as being acceptable alternatives.

22 Q But why are they not infringing?

1 MR. STEIN: Objection. Form and scope.

2 A Because the caps were prior art to the
3 patent. And so this is showing if a noninfringing
4 alternative were to need -- at the time were to
5 need a different lancet body, such as the Delica
6 Plus, that that would be perfectly readily
7 available and not based on new technology of the
8 time.

9 Q Are there needles in these samples?

10 MR. STEIN: Objection. Form and scope.

11 A There are not needles in the 3D prints.

12 Q When did you obtain these?

13 MR. STEIN: Objection. Form and scope.

14 A I'm not sure when these were made. I
15 believe it was toward the beginning of the year.
16 This of course was not part of the noninfringement
17 analysis.

18 Q The beginning of 2023?

19 A I'm not sure of the dates right now.
20 This was not part of my analysis for the IPR.

21 Q Did you obtain them as part of the
22 litigation in district court?

1 MR. STEIN: Objection. Form and scope.
2 Now we're expressly asking about the district
3 court case.

4 MR. PETERS: I'm asking about his report
5 that he swore to in the IPR. So you want to take
6 it to the Board and stop the deposition, fine.
7 Let's do it.

8 Because I'm asking about exactly what he
9 swore to in the IPR. This is absolutely not
10 outside the scope of the deposition.

11 MR. STEIN: I think he's pretty clear in
12 the declaration the scope of what his report was
13 for the IPR.

14 MR. PETERS: Yeah, it's Exhibit 1045.

15 MR. STEIN: Well, the portions of Exhibit
16 1045 that are relevant to what he was asked to
17 opine on in the IPR.

18 MR. PETERS: Well, you can make that
19 argument.

20 Q So, Mr. Hatch, did you obtain these
21 samples as part of -- I'm just trying to get a
22 rough date of when you got them.

1 So was it a part of the district court
2 litigation, was it 2023, 2022? Just a rough time
3 frame.

4 MR. STEIN: Objection. Form and scope.

5 A I'm not sure of the time frame when I
6 asked for these and received them. But it was
7 part of a -- it was part of the district court
8 case.

9 Q Let's go to the next page. So this is --
10 has been labeled Page 117. It also has a Page 114
11 on the bottom.

12 A Yes, okay.

13 Q At the top you have three pictures, on
14 the left is ReliOn lancet, in the middle is
15 Saikley lancet. On the right is Iio lancet.

16 Is that right?

17 A Yes.

18 MR. STEIN: Objection. Form and scope.

19 Q Is that -- am I saying that right, Iio?
20 How do you pronounce that?

21 A That's how I've been pronouncing it, yes,
22 Iio.

1 Q So the Saikley lancet here, that is --
2 that's not a molded sample. Right? That's 3D
3 printed?

4 MR. STEIN: Objection. Form and scope.

5 A The Saikley lancet as pictured there is
6 3D printed directly from the patent.

7 Q What do you mean, "directly from the
8 patent"? From which patent?

9 A From the Saikley patent.

10 Q And what do you mean, "directly printed"?

11 MR. STEIN: Objection. Form and scope.

12 A So the figures from the Saikley patent
13 were used to create CAD from which it was 3D
14 printed so that it's an accurate representation of
15 an embodiment of Saikley.

16 Q Who made the CAD file?

17 A That was Asahi who made the CAD file.

18 Q Did you provide instructions to Asahi in
19 order to help them?

20 A They obviously requested this, but I
21 didn't need to instruct them on how to make it.
22 That would be very easy for an engineer or a

1 POSITA to do.

2 Q Sorry, you said "they obviously requested
3 this." What do you mean? They requested what?

4 A I -- I'm sorry, I requested to have
5 these, but beyond that I didn't give them exact
6 instructions of how to, you know, 3D print it.
7 They were able to do that without my instruction.

8 Q So the only thing you told them
9 essentially was, here's a figure, or here's the
10 Saikley patent, 3D print, essentially, what's
11 shown in this embodiment, I think it's Figure 7A?

12 A Not exactly what I said, but the gist is
13 there, yes. I didn't instruct them as to how to
14 3D print this. They are very capable, and this
15 came surprisingly fast.

16 Q Did you provide any dimensions to Asahi?

17 A No, I did not need to.

18 Q And there's no needle in this sample.
19 Right?

20 A No, there's no needle in the sample.

21 Q Did you twist off the cap of this sample?

22 A No, I did not. Those being a 3D print,

1 it wouldn't necessarily have the same feel that a
2 manufactured plastic product would.

3 Q How about the Iio lancet, you -- I mean,
4 is it essentially the same thing, you gave them
5 the Iio patent and said, Make this, and no other
6 instruction?

7 A Pretty much that, not that wording. And
8 they already had the Iio patent and were familiar
9 with it.

10 Q Did you provide any other instruction
11 than essentially 3D print this for me?

12 A No. At the most I would have said to
13 stick with the patent as it is. I would not have
14 asked for them -- I did not give them further
15 instruction to -- of how to make the 3D print or
16 how to put it into the CAD.

17 Q You didn't provide any dimensions for
18 them?

19 A No, I did not.

20 Q Did you twist off the cap of the Iio
21 lancet?

22 A Again, this is a 3D print, so that would

1 not be -- it would not replicate real life for the
2 actual twisting off.

3 Q You didn't instruct them as to which
4 figure they should follow in Iio?

5 A It's likely that I did if it was unclear.
6 I believe it was probably already quite clear.
7 They had a good understanding of both of these
8 patents. But I'm not sure if I pointed towards a
9 particular figure, a particular embodiment.

10 MR. STEIN: On this line of questioning,
11 though, I have the same privilege caution, that if
12 counsel was part of those conversations, just
13 please be cautious not to reveal the content of
14 any privileged communication.

15 Q Now, let's go down to Paragraph 236. Let
16 me know when you're ready.

17 A Yes.

18 Q You state that it's your opinion that
19 neither the Saikley patents nor the Iio lancets
20 infringe the '635 patent.

21 Do you see that?

22 MR. STEIN: Objection. Form and scope.

1 A That is correct, yes. I do provide the
2 opinion in 236 they don't infringe. But again, in
3 this section that was about noninfringing
4 alternatives, they were both prior to the '635
5 patent.

6 Q What analysis did you do to determine
7 that the Saikley lancet doesn't infringe the '635
8 patent?

9 A As part of understanding Saikley, I would
10 have reviewed the patent. The same with Iio.
11 And, of course, the '635 patent I was already
12 familiar with. I did not do a claim-by-claim
13 analysis because, again, as noninfringing
14 alternatives, these had a priority date -- or
15 these were made available prior to the priority
16 date of the '635 patent.

17 Q Anything else?

18 A You know, obviously I analyzed the 3D
19 print to ensure that it was an accurate
20 representation. There may have been other things,
21 but the priority date itself was obviously very
22 important here as to why it's a noninfringing

1 alternative.

2 Q Now, in the first sentence of 236 when
3 you say "Saikley lancet," you're referring to the
4 physical 3D printed lancet that -- well, I mean,
5 you call it a lancet. The physical 3D sample that
6 Asahi provided for you.

7 Is that right?

8 A Yeah, in 236 I don't refer to a Saikley
9 lancet.

10 Q Okay. So when you say "Saikley," what
11 are you referring to there?

12 A Oh, I'm sorry. Yes, I see I do actually
13 call it a lancet as a whole. But I'm referring to
14 the Saikley patent that this cap design comes
15 from.

16 Q Same with Iio; when you say "Iio lancet,"
17 you are referring to the Iio patent?

18 A Yes.

19 Q Let's go to Paragraph 207.

20 A Okay.

21 Q In this paragraph you state that "touch
22 points or handles are designed to physically fit

1 or accommodate the user's hand and/or fingers and
2 to provide a physical advantage to the user."

3 Do you see that?

4 A That's correct. And it's referring to a
5 section further above that explained that in
6 further detail.

7 Q Are those two requirements that you've
8 listed in Paragraph 207, are they required for all
9 handles?

10 MR. STEIN: Objection. Form.

11 A That's not what this is saying, no.

12 Q Are they required for the gripping handle
13 portion of the '635 patent in the claims?

14 MR. STEIN: Objection. Form.

15 MR. PETERS: All right. Let me rephrase
16 that.

17 Q Are these two requirements listed in
18 Paragraph 207 required for a gripping handle
19 portion as recited in the claims of the '635
20 patent?

21 A The claims of the '635 patent talk about
22 a gripping handle portion. My understanding of

1 that in its claim construction is that it should
2 be from its plain and ordinary meaning, which I
3 explain also in Section 7, 7H, how a POSITA would
4 understand that plain and ordinary meaning to be,
5 and generally of a gripping handle portion. And
6 that handle, a POSITA would understand handles of
7 this kind would be designed to physically fit or
8 accommodate the user's handle fingers and provide
9 a physical advantage to do so.

10 Q So when you say "handles of this kind,"
11 you're referring to the claimed gripping handle
12 portion?

13 A Yes, that's part of my understanding of
14 what a gripping handle portion of the patent would
15 be.

16 Q So just to be clear, because, you know,
17 it's important that we understand how you're
18 interpreting the claims.

19 So it is your opinion that a POSITA would
20 understand that the claimed gripping handle
21 portion would need to be designed to physically
22 fit or accommodate the user's hand or fingers.

1 Is that right?

2 A The POSITA would understand that -- yes,
3 that it -- to be a gripping handle portion, it
4 would be designed for at least these two
5 attributes.

6 Q Does the gripping handle portion as
7 claimed require these two attributes to be visibly
8 communicated to the user?

9 A I'm sorry, repeat that?

10 Q Yeah. Let me step back.

11 The second sentence of 207 you say,
12 "These physical attributes are also usually
13 visibly communicated to the user."

14 So my question is, does the gripping
15 handle portion in the claims of the '635 patent
16 require those physical attributes to be visibly
17 communicated to the user?

18 A The claims don't directly require that,
19 but they are referring to a gripping handle. And
20 so a POSITA's understanding of a gripping handle
21 would include some visual communication, so that a
22 user would know where to grasp it.

1 Q So a gripping handle portion does need to
2 have visible communication of those physical
3 attributes?

4 A A POSITA would understand that a gripping
5 handle portion would have some -- would have some
6 visual communication.

7 MR. STEIN: Sorry, I don't think my
8 objection was noted, though, because I was muted.
9 So just objection to that question for form.

10 Q In Paragraph 208, the first sentence you
11 say, "The neck is not designed to physically fit
12 or accommodate the user's hand or fingers."

13 Do you see that?

14 A Yes.

15 (Discussion off the record with the court
16 reporter.)

17 Q Let's see. Now, getting back to
18 Paragraph 208. "The neck is not designed to
19 physically fit or accommodate the user's hand or
20 fingers."

21 Do you see where you said that?

22 A Yes.

1 Q Does the gripping handle portion of Claim
2 6 of the '635 patent need to be grasped, gripped,
3 or held in a certain way?

4 A The claims were not construed to dictate
5 a certain way of gripping. However, this is about
6 how it -- this is about the structure. The claims
7 describe a structure, and therefore a POSITA would
8 understand the structure of a gripping handle to
9 have certain attributes.

10 The claims don't limit how a user could
11 grip it.

12 Q And when you say "a POSITA would
13 understand the structure of a gripping handle to
14 have certain attributes," are you referring to
15 those attributes you listed in Paragraph 207?

16 A Yes.

17 Q Anything else that is -- any other -- let
18 me withdraw that.

19 Are there any other attributes that a
20 POSITA would understand the structure of a
21 gripping handle to have that you did not list in
22 Paragraph 207?

1 A Yes.

2 Q And what are those?

3 A I have discussed those in my declaration
4 and also in this report.

5 One example, for instance, is the POSITA
6 would understand that the gripping handle portion
7 of the claims would include some visible
8 communication of it, it's affordances.

9 Q You listed that in Paragraph 207, though,
10 right, the visible communication?

11 A Yes, I did. And -- yes. Thank you. But
12 the -- I listed also elsewhere how the description
13 would inform the POSITA about what other structure
14 this gripping handle would provide by giving
15 examples of how it's used.

16 Q What other structure is -- let me start
17 again.

18 What other structure would a POSITA
19 understand the gripping handle portion to have,
20 aside from what you've listed in Paragraph 207?
21 And feel free to refer to other parts of your
22 report or your declaration.

1 MR. STEIN: Objection. Form.

2 A So on Page 105 I also provide some
3 further information about how the description of
4 the patent describes what a gripping handle
5 portion.

6 Q And to be -- sorry, I don't mean to
7 interrupt, but to be clear just so I know where
8 you're looking, what paragraph are you looking at,
9 since we have two different page numbers?

10 A Oh, I'm sorry. Paragraphs 222, 223, 224.

11 So these are nonlimiting benefits of the
12 handle, the gripping handle portion that's
13 described in the claims. And of course to
14 understand the term and how a POSITA would
15 understand it, it's worth looking at the context
16 and the description.

17 The description provides information
18 about those gripping handles that are put here in
19 these paragraphs.

20 Q So when you say "nonlimiting benefits of
21 the gripping handle portion that's described in
22 the claims," what do you mean by that?

1 A So this helps support the POSITA's
2 understanding of what the inventor intends with
3 the gripping handle portion as described in the
4 claims.

5 Q Well, what do you mean by nonlimiting?

6 A That the -- my understanding is that
7 it's -- these are examples given to help POSITA's
8 understanding, other examples. And this is not
9 saying that it needs to check all of these boxes,
10 for instance.

11 Q Does it need to check any of these boxes
12 in Paragraphs 222 to 224?

13 A I believe this same thread has been part
14 of a previous deposition, but I'm willing to
15 discuss it again.

16 The descriptions as a whole would be
17 understood by a POSITA. It's not for a POSITA to
18 completely ignore. If it checked none of the
19 boxes, for instance, then it is less likely to be
20 a gripping handle as put forward by the inventor.

21 The inventor is giving a description that
22 helps the POSITA's understanding of what a

1 gripping handle portion would be. If it fulfills
2 criteria like this, then it is more likely to be a
3 gripping handle portion.

4 Q So in Paragraph 222 you refer to
5 elongated gripping handles of the '635 patent.

6 Do you see that?

7 A Yes; that's the wording provided in the
8 patent.

9 Q But the claim doesn't require elongated
10 gripping handles.

11 Is that right, or am I misunderstanding
12 you?

13 MR. STEIN: Objection. Form.

14 A Yeah, I think as I said before, the
15 claim -- the claims talk about gripping handle
16 portion. And so understanding what gripping
17 handle portion is, it's not -- I'm sorry. To
18 understand gripping handle portion, the
19 description helps support what that might be.

20 In this particular case the description
21 is describing elongated gripping handles and
22 describes certain attributes that an elongated

1 handle, such as the one that they present,
2 provide. It is a key attribute as put forward by
3 the patent as a whole.

4 Q Okay. It's a key attribute.

5 Is it a required attribute of a gripping
6 handle portion in the claims?

7 MR. STEIN: Objection. Form.

8 A A POSITA would understand it to be an
9 important attribute. I don't know if it's a
10 required attribute.

11 Again, there are a number of attributes
12 that are provided as examples. The embodiment
13 that has been provided is elongated, it's
14 described as elongated. And here in particular in
15 Paragraph 222, its contrast to the short neck is
16 also very clear. And that's why it's referring
17 here to the elongated gripping handles described
18 by the patent and how different they are from the
19 very short neck.

20 Q And when you say "short neck," you're
21 referring to the Delica Plus lancet cap?

22 A Yes, that's right.

1 Q So just in this sentence you're comparing
2 the Delica Plus Lancet cap to embodiments in the
3 '635 patent?

4 A The sentence in Paragraph 222 says, "In
5 contrast, the short neck of the accused product
6 does not provide this benefit."

7 So, yes, that's here looking at the
8 Delica Plus.

9 Q So if I understand correctly -- and
10 please let me know if I'm wrong -- you're saying
11 that nothing in 222 to 224 is required by the
12 claims, but you sort of look at these features
13 holistically to decide whether something is a
14 gripping handle portion or not?

15 Is that roughly fair?

16 MR. STEIN: Form. Objection, form.

17 A A gripping handle portion of the claims
18 can be understood by its plain and ordinary
19 meaning, which is supported by information about
20 the gripping handle portion of the patent as a
21 whole. And so these are elements that help, like
22 you say, holistically, I guess, formulate what

1 that gripping hand would be -- excuse me.

2 And so it's very clear to a POSITA as to
3 what would be. What it doesn't list is like a
4 long list of what it would not be.

5 Q Sorry. When you said "it" in that last
6 sentence, what were you referring to, what it
7 would not be?

8 A A gripping handle portion.

9 Q And you also -- so I'm just going to read
10 back what you said so that we're on the same page,
11 because I have it written down. I know you can't
12 see it.

13 You said, "What it doesn't list is like a
14 long list of what it would not be."

15 So I'm wondering, you say "what it
16 doesn't list," what is "it" in that part of your
17 sentence?

18 A If I was referring to the sentence before
19 that, I presume I was talking about the patent.
20 The patent is providing examples to the POSITA.

21 Q I see. And it doesn't provide examples
22 of what is not a gripping handle portion?

1 Is that what you're saying?

2 A Yeah, the specifications help give
3 context to how this -- how the structure of the
4 gripping handle portion is used, is designed for.

5 Q And the '635 patent doesn't provide a
6 list of what is not a gripping handle portion.

7 Right?

8 A Yeah, I don't believe it provides a list
9 of, okay, a gripping handle portion would not be
10 this. It provides a list -- not a list, but it
11 provides contextual information in the description
12 to help the POSITA understand what it is.

13 Q Let's jump back to 208, Paragraph 208.

14 A Okay.

15 Q This isn't specifically targeted towards
16 208, but does Claim 6 of the '635 patent require
17 gripping handle portion to be wider than the
18 secondary sheath?

19 MR. STEIN: Objection. Form.

20 A You're referring directly to Claim 6?

21 Q The gripping handle portion, yeah.

22 A And, sorry, your question was whether

1 Claim 6 requires the gripping handle portion to be
2 wider than the secondary sheath?

3 Is that what you said?

4 Q Yeah. And it might be helpful just to
5 look at maybe Page 85, above Paragraph 171 in your
6 report, Exhibit 1045.

7 Here you've reproduced an example from
8 the '635 patent where a gripping handle portion
9 has two arms that bulge outward, so it sort of
10 spans wider than the secondary sheath. And I'm
11 wondering whether that is a requirement of the
12 gripping handle portion in the claims?

13 A It's not -- in Claim 6 it's not listed as
14 a requirement. However, that doesn't mean that
15 a -- sorry, I went to the negative on this.
16 However, Claim 6 does refer to a gripping handle
17 portion. And our understanding of a gripping
18 handle portion is that it needs to provide certain
19 attributes which I've described and what we've
20 talked about.

21 So it doesn't require necessarily that
22 it's wider than the secondary sheath, as you

1 described. However, the width is something that
2 may help with a handle of this kind.

3 For instance, if an area were tucked away
4 and a lot thinner, not wider than an object next
5 to it, such as a secondary sheath, we don't have
6 access, it doesn't provide mechanical benefits.
7 And so here of course in context I'm talking about
8 the neck of the accused product not being wider
9 than the secondary sheath, and therefore the
10 secondary sheath has -- fits the descriptions in
11 context of a gripping handle portion.

12 MR. STEIN: If it gets to a good break
13 point, Steve, I think we're close to an hour.

14 MR. PETERS: Let me see. Sure. Let's
15 take a break. Let's go off the record.

16 (A recess was taken.)

17 BY MR. PETERS:

18 Q Let's go to Paragraph 209, close to where
19 we were before, of Exhibit 1045. Let me know when
20 you're ready.

21 A Okay.

22 Q Now, the second sentence of 209 you

1 state, "The patent describes two main purposes for
2 the gripping handle, where the handle may offer
3 physical advantages. Number one, to grip when
4 pushing the lancet into the device; and number
5 two, to grip when twisting."

6 Do you see that?

7 A Yes.

8 Q Are either of those purposes required by
9 the gripping handle portion of Claim 6 of the '635
10 patent?

11 A These help. These are from the
12 description that help POSITA further understand
13 what's meant by gripping handle portion, and so
14 are relevant to Claim 6 in that this is a -- this
15 helps POSITA's understanding what a gripping
16 handle portion is.

17 Q So it's relevant to Claim 6, but it's not
18 required by Claim 6?

19 MR. STEIN: Objection. Form.
20 Mischaracterizes.

21 A A gripping handle portion is required by
22 Claim 6, and this helps us inform what that is.

1 Q So it's not required by Claim 6? I mean,
2 this doesn't seem like a difficult question.

3 Does the gripping handle portion of Claim
4 6 have to have the purpose of gripping when
5 pushing the lancet into the device?

6 MR. STEIN: Objection. Form.

7 A A POSITA would understand that a gripping
8 handle portion of the context of the patent
9 provides those purposes; in other words, the
10 structure should enable those purposes.

11 Q Both of those that are listed in 209?

12 A Among others, yes, that are described.

13 Q What other purposes are required for a
14 gripping handle portion in the '635 patent?

15 A I detailed it in greater detail somewhere
16 else in the report. And it includes things that
17 we spoke about earlier.

18 So for instance, Paragraph 124 through
19 130 describes some of the other attributes of what
20 a -- what the description provides a gripping
21 handle to provide. This comes from the
22 specification, and again informs POSITA as to

1 what's meant by gripping handle portion.

2 Q Does the gripping handle portion in the
3 claims have to be gripped separately from the
4 secondary sheath?

5 A The claims don't specify that.

6 Q Let's look at Paragraph 117 of Exhibit
7 1045.

8 A Yes. Okay.

9 Q And middle of the first sentence you
10 state that "A POSITA would also appreciate that a
11 handle is a distinct structure that the user can
12 grab or grip by holding or grasping the
13 structure."

14 Do you see that?

15 A Yes. And here of course talking more
16 generally about handles outside of the patent.

17 Q So this paragraph is not describing the
18 '635 patent.

19 Is that right?

20 MR. STEIN: Objection. Form.

21 A This paragraph is part of a section that
22 talks generally about handles and POSITA's

1 understanding and experience working with handles
2 as a whole. And it's not limited to talking only
3 about the gripping handle portion of the patent.

4 Q So is there anything in Paragraph 117
5 that does not accurately describe the gripping
6 handle portion of the '635 patent?

7 A Well, it's relevant in that it's talking
8 about handles generally. But it provides for
9 touching and physically interacting and grabbing
10 or gripping. And it talks -- you know, the
11 wording here is talking about broadly speaking,
12 and often a handle. So it's not like it's
13 providing a very exact definition, but it's
14 providing a description of what POSITA generally
15 would understand by handles on the whole.

16 Q And that includes the gripping handle
17 portion of the '635 patent. Right?

18 A Yes.

19 Q Is the neck of -- or at least what you
20 called the neck of the Delica Plus lancet a
21 distinct structure?

22 A The neck -- not really. Distinct of

1 course in the context of the Paragraph 117 is
2 talking about visually distinct, something that
3 stands out. The neck is not something that stands
4 out to a POSITA.

5 Q So in Paragraph 117 you're referring to
6 something that visually is distinct; that's what
7 that means there, "distinct structure"?

8 A Yeah. Here we're talking about handles
9 in general being a distinct structure. So it is a
10 visually recognizable entity that a user can
11 access, you know, grab and grip.

12 So again, it's talking broadly, as it
13 literally says. But here distinct is not talking
14 about, you know, if you were to take a different
15 definition you would say it's like a completely
16 separate object. But here it's talking about
17 visually distinct that one would recognize when
18 looking at it.

19 Q If you, for example, painted or somehow
20 colored the neck of the Delica Plus lancet to a
21 bright green color, would that not be visually
22 distinct from, say, the secondary sheath?

1 MR. STEIN: Objection. Form.

2 A It would. But of course it still
3 wouldn't make it a gripping handle for the other
4 reasons that are stated here.

5 Q That are stated not in Paragraph 117 but
6 elsewhere in your report?

7 Is that what you're saying?

8 A It's visually distinct, but it's still
9 not designed for the user to grab or grip by
10 holding or grasping that part of the structure.
11 So it still wouldn't fit even this description in
12 Paragraph 17, but importantly it doesn't fit the
13 description of the patent itself.

14 Q Everything you just said, is that also
15 true for the Delica lancet?

16 MR. STEIN: Objection. Form.

17 A Maybe if you can be more specific. What
18 is it that -- so if we're looking at the Delica
19 lancet, are you -- what is it you're asking?

20 Q Well, you said the neck of the Delica
21 Plus is not designed for the user to grab or grip
22 by holding or grasping that part of the structure.

1 Is that also true for the Delica lancet,
2 or the neck of the Delica lancet?

3 A The -- so in my declaration in Exhibit
4 1044 I provided, obviously, my opinion about,
5 which includes that the neck is -- it would not be
6 used as the gripping portion -- sorry, gripping
7 handle portion that's described by the patent, for
8 a number of reasons.

9 Q So is it not true that what you just said
10 about Delica Plus is also applicable to Delica?

11 MR. STEIN: Objection. Form.

12 A There are a number of elements that they
13 share in how they don't meet the description of
14 providing a gripping handle portion in that neck
15 area. But importantly, when I talked about the
16 neck portion of the Delica lancet in my report, or
17 in my analysis, it doesn't have the structural
18 elements of a touch point to physically fit or
19 accommodate the user's hand or fingers or to
20 provide a mechanical advantage to the user in the
21 context that it is.

22 It has -- it's right next to an area that

1 is designed for those purposes.

2 Q In Paragraph 123, let's turn to that
3 Paragraph of Exhibit 1045. Let me know when
4 you're ready.

5 A Yes.

6 Q In the last sentence of Paragraph 123 you
7 state that, "If there are very few options for
8 where and how the user can touch or grab the
9 product, the visual cues may be very subtle, but
10 often the designer needs to use a combination of
11 color, material, and shape to encourage the user's
12 correct interaction with the product."

13 Do you see that?

14 A Yes.

15 Q What do you mean by "correct interaction"
16 in this sentence?

17 MR. STEIN: Objection. Form.

18 A A POSITA, in designing a handle or
19 gripping handle portion, for instance, would
20 design it for the interaction; i.e., so that it
21 can be used as a handle.

22 And so the correct interaction being the

1 intended interaction; that is, the purpose that it
2 is designed for, that it is designed for being a
3 handle. As opposed to providing structure that
4 is -- that is distracting towards its purpose in
5 some way, or misleading.

6 Q Let's go to Exhibit 1044, your
7 declaration.

8 A Okay.

9 Q Let's go to what's labeled as Page 9.

10 A And that's Table 2.

11 Is that correct?

12 Q Yeah, that's right.

13 Did you take these photographs?

14 A Yes, I did.

15 Q Are those your fingers in these
16 photographs?

17 A Yes.

18 Q Let's go back to 1045 and look at
19 Paragraph 200. Let me know when you're ready.

20 A Paragraph 200? Yes.

21 Q The last sentence of Paragraph 200 you
22 say, "The POSITA would consider this to be the

1 neck of the product that's not designed to have
2 the physical space or affordances of the gripping
3 handle of the '635 patent."

4 Do you see that?

5 A Yes, I do.

6 Q What's the purpose of the neck in the
7 design of the Delica Plus lancet?

8 A The neck is essentially a space, a
9 structural space, between one portion of the cap
10 to the other. It's essentially kind of between
11 elements.

12 Q Which elements is it between?

13 A There is a flange on one side of it and
14 there's a secondary sheath on the other side. And
15 so each have -- the designer has provided
16 positions for each in the product, and so it's
17 basically an adjoining piece between them.

18 Q And the flange is where the needle is
19 initially embedded in the lancet, is that right,
20 in the lancet cap?

21 A In that area, yes.

22 Q Why does there need to be a structural

1 space between the secondary sheath and the flange?

2 A I don't know. The designer has designed
3 it that way. They've decided for a position where
4 the secondary sheath needs to be. The flange, of
5 course, we know is the area that attaches to the
6 lancet body. And so if there was nothing between
7 the secondary sheath and -- the secondary sheath
8 would not be connected.

9 So the designer has decided the position
10 for the secondary sheath, and had to join it to
11 the rest of the body.

12 Q Delica and the Delica Plus both have
13 necks. Right? They both have what you refer to
14 as necks?

15 A Yes.

16 Q Is a neck the only way to join the
17 secondary sheath with the flange?

18 A It's the choice that the designers made.
19 I don't think it's the only way. There could have
20 been other elements in there, other distinct
21 structures that could have had other functions.
22 So it's what's -- what it's resulted in, what they

1 have chosen to do.

2 Q Let's go to Page 105 of Exhibit 1045.

3 And again, I'm referring to the label in the
4 bottom right corner, Page 105.

5 Let me know when you're ready.

6 A Yes, okay.

7 Q Now, starting at the bottom of Page 105,
8 there is a table with a series of pictures that
9 spans through Page 107.

10 Is that right?

11 A Yes.

12 Q And those are your fingers in those
13 pictures. Right?

14 A That's correct, yes.

15 Q Now, let's look at push positions 1, 2,
16 3, and 4. I know they span two different pages,
17 but I want to sort of consider them together.

18 Between those four push positions, which
19 one are you grabbing the cap farthest from the
20 needle?

21 MR. STEIN: Objection. Form.

22 A In push position 1 and 2, this was --

1 obviously here this is testing what the structure
2 was designed for by doing this touch test. And so
3 position 1/2, we see the fingers if the user were
4 to grab it further from the needle. Whereas on 3
5 and 4 we see where the user may be grabbing closer
6 to the needle.

7 Q Did you use each of these positions to
8 push the lancet into a lancing device?

9 A I did, yes, as part of the test.

10 Q For twist positions 1 through 4, did you
11 use each of these positions to twist the cap off
12 of the lancet body?

13 A Yes.

14 MR. STEIN: Objection. Form.

15 Q Let's look at what you wrote for twist
16 position 4. You wrote that the user does not have
17 a good grip on the product in this position.

18 You're referring to yourself, right, as
19 the user?

20 A No. No; this would be the user of the
21 device as a whole. That's my analysis, but
22 obviously talking about the end user. And more

1 importantly, this is talking about what the
2 structure has been designed for.

3 Q Did you have anybody else handle the
4 device when evaluating twist position 4?

5 MR. STEIN: Objection. Form.

6 A No. No. As discussed in previous
7 depositions, I've got over 20 years of experience
8 of doing ergonomic tests like this. And so the
9 POSITA, not just myself, would understand how the
10 end user, not their own gripping or ergonomic
11 abilities, would be affected by certain forms.

12 So this is -- this is not -- it is not
13 necessary to now do a -- to have people of
14 different sizes to find out what this was designed
15 for -- I'm sorry, people of different hand sizes
16 is what I mean by "people of different sizes."

17 Q You're not basing this description, this
18 first sentence after twist position 4, you're not
19 basing that off of personal experience using a
20 lancet; you're basing it off of your design
21 experience with ergonomics.

22 Is that right?

1 A Yes. And obviously interacting with the
2 products here. But based on experience in
3 analyzing products for ergonomics.

4 So for instance, I'm talking about how
5 the -- it's difficult to stop it flipping or here
6 I'm talking about how easy it is for the fingers
7 to slide forward, which I've also observed from
8 other people. And -- yeah.

9 Q Who did you observe?

10 A I did see one video of a user grabbing it
11 further forward and their fingers were slipping
12 forward. So it kind of confirmed what I had
13 already seen in the design here, what it's
14 designed for.

15 Q How was the user holding it in the video
16 you just mentioned; in twist position 3, twist
17 position 4, something else?

18 A It was actually in a push position, I
19 could see that their fingers were sliding forward,
20 they didn't have a good grab. Twist positions,
21 it's quite clear that, you know, based on
22 experience and based on my analysis here, that

1 people are going to grab it in a much better
2 position on the whole, or at least it's been
3 designed to be grabbed in a safe position.

4 Q So let me correct my question, then.

5 In the video that you saw, was the person
6 grasping the Delica Plus lancet in push position
7 3 -- push position 3 or push position 4, or
8 something else?

9 A I believe the video I saw they had a
10 Delica lancet that they were grabbing. They
11 grabbed in a couple of different positions. But
12 when they grabbed it in either push position 3 or
13 4, their fingers were sliding forward. And this
14 kind of confirmed what I had already put down in
15 this report.

16 Q Was the user able to push the lancet into
17 the lancing device from that position?

18 A It -- they were able to put it into the
19 lancing device; however, with their fingers
20 sliding forward they have a lack of control and,
21 also, they -- they were -- this is not what it's
22 been designed for.

1 If someone's misusing it, then they're
2 going to, you know, have their fingers slide or be
3 out of control, when there's a much better
4 position that it's been designed for.

5 Q Well, what's the best position to grip
6 the Delica -- let's say Delica Plus lancet when
7 pushing it into the lancing device?

8 MR. STEIN: Objection. Form.

9 A My understanding, and what this table and
10 this section talks about, is what the structure is
11 designed for, what it supports. And so it was
12 clear from this analysis, as I've said, push
13 position 1 was the most intuitive and functional
14 grip option in order to push the product into the
15 device. And so there's no restriction of how the
16 user uses it. The user can use their feet if they
17 want to. However, the intent of the design is
18 clearly for the user to use the mechanical and
19 physical advantages of the gripping handle
20 portion, which appears to be towards the back of
21 the cap.

22 Q And that's also true for the Delica

1 lancet. Right?

2 A Yes, that was my understanding, too.

3 Q Let's go to Paragraph 244 real quick. I
4 understand this is in the section titled
5 Noninfringing Alternatives, but it's just going to
6 be one quick question. 244.

7 A Okay.

8 Q In Paragraph 244 you say that any cap
9 would fit the lancing device.

10 Do you see that?

11 MR. STEIN: Same objection to scope for
12 questions on this section of the report.

13 Q Do you see that sentence, Mr. Hatch?

14 A I see the sentence, yes.

15 Q Are you saying that any cap would fit any
16 lancing device?

17 A No. Here the context of this obviously
18 is part of the noninfringing alternatives. We're
19 looking at a particular lancing device. And the
20 subject being that the cap designs that were put
21 forward as part of the table, these prior existing
22 cap designs would be able to work with different

1 Lancet bodies.

2 And so here this sentence is talking
3 about the paragraph before, which is talking about
4 how many proprietary lancets are designed for the
5 body, not the cap, to fit into the lancing device.

6 MR. PETERS: Let's go off the record.

7 (A recess was taken.)

8 BY MR. PETERS:

9 Q During any of the breaks today,
10 Mr. Hatch, did you speak with counsel?

11 A No.

12 MR. PETERS: Okay. I'll pass the
13 witness.

14 MR. STEIN: I'll probably need a couple
15 of minutes here.

16 Just before I pause to go off the record
17 and just think, I want to maintain the objections
18 I said earlier to the scope, the questions about
19 noninfringing alternatives were outside of the
20 scope of the IPR declaration.

21 But if I can have ten minutes just to
22 look at notes, Steve, then we can see if there's

1 any redirect or not.

2 MR. PETERS: Sounds good.

3 MR. STEIN: Thanks.

4 (A recess was taken.)

5 MR. STEIN: Thank you for your testimony
6 today, Mr. Hatch. I have no questions.

7 MR. PETERS: Thank you, Mr. Hatch.

8 COURT REPORTER: So just a copy, standard
9 delivery, Mr. Stein?

10 MR. STEIN: Yes.

11 (Off the record at 11:10 a.m. EDT.)

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ACKNOWLEDGMENT OF DEPONENT

I, PAUL HATCH, do hereby acknowledge that
I have read and examined the foregoing testimony,
and the same is a true, correct and complete
transcription of the testimony given by me, and
any corrections appear on the attached Errata
sheet signed by me.

(DATE)

(SIGNATURE)

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C E R T I F I C A T E

I, Debra Ann Whitehead, E-Notary Public in and for
the State of Maryland, do hereby certify:

That PAUL HATCH, the witness whose
deposition is hereinbefore set forth, was duly sworn
by me before the commencement of such deposition and
that such deposition was taken virtually and is a
true record of the testimony given by such witness.

I further certify that the adverse party,
LIFESCAN, INC., was represented by counsel at the
deposition.

I further certify that the deposition of
PAUL HATCH occurred virtually, on Wednesday, April
10, 2024, from 9:05 a.m. to 11:10 a.m. EDT.

1 I further certify that I am not related to
2 any of the parties to this action by blood or
3 marriage, I am not employed by or an attorney to any
4 of the parties to this action, and that I am in no
5 way interested, financially or otherwise, in the
6 outcome of this matter.

7

8 IN WITNESS WHEREOF, I have hereunto set my
9 hand this 23rd day of April, 2024.

10

11 My commission expires:

12 April 30th, 2027

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17 E-NOTARY PUBLIC IN AND FOR THE

18 STATE OF MARYLAND

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Transcript of Paul Hatch
Conducted on April 10, 2024

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A			
abilities	14:4	11:16	55:21, 57:22,
56:11	accurate	alexander	59:12
able	22:14, 26:19	3:3	analyzed
23:7, 58:16,	accurately	all	16:7, 16:9,
58:18, 60:22	46:5	14:9, 28:8,	16:11, 26:18
about	accused	28:15, 35:9	analyzing
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