UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION,
Petitioner,

v.

BiTMICRO, LLC,
Patent Owner.

Case IPR2023-00785
Patent 9,858,084

PATENT OWNER'S FIFTH AMENDED NOTICE OF DEPOSITION OF DONALD ALPERT, PH.D., UNDER 37 C.F.R. § 42.53

PLEASE TAKE NOTICE that Pursuant to 37 C.F.R. § 42.53 and the parties' agreement, Patent Owner BitMicro, LLC, by and through its attorneys, will take the deposition of Petitioner's declarant, Donald Alpert, Ph.D. upon oral examination as follows:

Date: March 29, 2024
Time: 9:30 a.m. PST

All prior Notices of Deposition of Dr. Alpert filed in this case are withdrawn upon agreement of the parties. For the purposes of this deposition and due to the availability of parties' counsel and the witness, the parties have agreed and stipulated to using a remote court reporter. The parties have also agreed that Dr. Alpert's oath and testimony will have the same force and effect as an in-person oath and testimony. The deposition will be recorded by stenographic means by a court reporter licensed to administer oaths. In accordance with 37 C.F.R. § 42.53(d)(1), the parties have conferred and have agreed upon this revised date and location for Dr. Alpert's deposition.

The parties have also agreed that a single deposition of Dr. Alpert would be taken for IPR2023-00785 and IPR2023-00787, with the transcript for this single deposition to be filed in both cases.

Dated: March 26, 2024

Respectfully submitted,

By: */s/ Wayne M. Helge*
Registration No. 56,905
Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

I hereby certify that on March 26, 2024, a true and correct copy of the foregoing document was served via email, by consent, to Petitioner by serving the correspondence email addresses of record as follows:

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/s/ *Wayne M. Helge*
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