

From: [Trials](#)
To: [Baker, W. Todd](#); [Trials](#)
Cc: [#Lenovo_PTAB](#); [Ericsson Lenovo IPRs](#); [shejny@mckoolsmith.com](#); [churt@mckoolsmith.com](#)
Subject: RE: IPR2024-00702; Lenovo (United States) Inc. v. Telefonaktiebolaget LM Ericsson; Patent No. 10,4525,817
Date: Tuesday, December 3, 2024 12:47:00 PM

Counsel,

Petitioner's request for leave to present Mr. Frank-White for deposition after the POPR due date is granted under the parties' agreed terms. To the extent that the situation requires any further request to deviate from the procedures set forth in the Consolidated Trial Practice Guide the parties are advised to contact the Board for a conference call as far in advance as possible. We will enter this email into the record as Exhibit 3001.

Best regards.

Eric W. Hawthorne

Supervisory Paralegal Specialist

Patent Trial and Appeal Board

From: Baker, W. Todd <todd.baker@kirkland.com>
Sent: Tuesday, December 3, 2024 10:38 AM
To: Trials <Trials@USPTO.GOV>
Cc: #Lenovo_PTAB <Lenovo_PTAB@kirkland.com>; Ericsson_Lenovo_IPRs <Ericsson_Lenovo_IPRs@mckoolsmith.com>; shejny@mckoolsmith.com; churt@mckoolsmith.com
Subject: IPR2024-00702; Lenovo (United States) Inc. v. Telefonaktiebolaget LM Ericsson; Patent No. 10,4525,817

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Your Honors,

Patent Owner's Response is due December 6th and thus their discovery period is closing. Despite numerous attempts, Petitioner has been unable to make contact with the Records Request Processor at the Internet Archive (Wayback Machine), Mr. Frank-White, to arrange a deposition directed to his declaration, Exhibit 1017.

Petitioner requests leave to present Mr. Frank-White for his deposition after the POPR due date. The parties have met and conferred and Patent Owner does not oppose the requested relief so long as Patent Owner is afforded an opportunity to address Mr. Frank-White's testimony in a later brief (e.g., the sur-reply), a request that Petitioner does not oppose. Patent Owner further wishes to

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Ex. 3001

reserve its right to seek to exclude Mr. Frank-White's declaration testimony if, for whatever reason, his deposition can't be arranged sufficiently in advance of Due Date 3 (currently scheduled for April 7th).

If a conference call is needed to discuss Petitioner's request, Petitioner is generally available except for Thursday afternoon this week. Patent Owner is available this week except for Wednesday afternoon.

Best regards,

Todd Baker
Counsel for Petitioner

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