

1 UNITED STATES PATENT AND TRADEMARK OFFICE  
2 BEFORE THE PATENT TRIAL AND APPEAL BOARD  
3 SHENZEN WAYDOO INTELLIGENCE )  
TECHNOLOGY CO., LTD., )  
4 )  
PETITIONER, )  
5 ) IPR2024-00998  
vs. ) Patent 9,359,044  
6 )  
MHL CUSTOM INC., )  
7 )  
PATENT OWNER. )

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11 REPORTER'S TRANSCRIPT OF PROCEEDINGS  
THURSDAY, AUGUST 1, 2024 AT AT 10:07 A.M.  
BEFORE HON. MICHAEL L. WOODS AND HON. KEVIN W. CHERRY,  
12 ADMINISTRATIVE PATENT JUDGES  
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24 REPORTED BY: JUSTINE JONES, MPA, RPR, CCR, CSR  
25 LICENSE NO.: 14342

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ADMINISTRATIVE PATENT JUDGES

## 1 APPEARANCES:

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18 ON BEHALF OF THE PATENT OWNER;

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25 ON BEHALF OF FOIL BOARDING COMPANY;

\* \* \* \* \*

SAN JOSE, CALIFORNIA  
THURSDAY, AUGUST 1, 2024  
10:07 A.M.

-000-

Whereupon, the following proceedings took place:

THE COURT: Good afternoon or good morning, depending on where you're located.

This is Administrative Patent Judge Michael Woods, and with me on the line is Administrative Patent Judge Kevin Cherry.

This conference call is for Inter Parte reviews, IPR2024-00998 and IPR2024-00999 in which petitioner seeks to join with instituted reviews, IPR2024-0085 [sic] and IPR2024-00086.

Moving onto appearances.

Will counsel for petitioner in IPR2024-00998 and IPR2024-00999, please state your name?

I understand that you have provided a court reporter, but please correct me if I am mistaken.

MR. STEIN: Yes. Hi, Your Honors.

1                   This is Alex Stein, and I'm here  
2                   representing the petitioner, Waydoo, in both of the  
3                   proceedings that are seeking joinder to the others  
4                   that you identified.

5                   And with me on the line is Yalei Sun,  
6                   also representing the petitioner, Waydoo, and we're  
7                   both from the law firm of Morgan, Lewis.

8                   THE COURT: Thank you, Mr. Stein.

9                   Patent owner, will you please state your  
10                  appearance and indicate whether you've provided a  
11                  separate court reporter?

12                 MR. THEUERKAUF: Good afternoon, Your  
13                 Honors.

14                 This is Robert Theuerkauf with the law  
15                 firm of Gray Ice Higdon, here representing MHL Custom  
16                 Inc., the patent owner.

17                 And with me is my colleague, Megan  
18                 Gibson, also representing the patent owner; and we  
19                 have not provided a separate court reporter.

20                 THE COURT: All right. Thank you,  
21                 Mr. Theuerkauf.

22                 And, finally, will petitioner and Inter  
23                 Parte reviews IPR2024-00085 and IPR2024-00086 please  
24                 state your appearance?

25                 MR. BRIDGES: Hello. My name is Douglas

1 Bridges, representing Foil Boarding Company, with  
2 Adams IP.

3 We did not provide a court reporter,  
4 either.

5 THE COURT: Okay. Thank you.

6 And, Mr. Stein, of course, please file  
7 the transcript as an exhibit as soon as you have it  
8 available.

9 MR. STEIN: Yeah. Absolutely, Your  
10 Honor.

11 We will do that.

12 THE COURT: Okay. Thank you.

13 So we understand that petitioner in  
14 IPR2024-00998 and IPR2024-00999 has filed motions to  
15 join IPRs 2024-00085 and IPR2024-00086.

16 We also understand that under the Board's  
17 Trial Practice Guide, a party seeking joinder must  
18 arrange a conference call with the Board.

19 And petitioner has satisfied this  
20 requirement by timely seeking a conference call with  
21 the Board.

22 So, thank you, Mr. Stein.

23 We also understand that patent owners  
24 filed opposition to these motions, and petitioner has  
25 indicated that it will file a reply to those

1 oppositions due, I believe, sometime in the next few  
2 days.

3 So it appears that the parties are  
4 familiar with the Board's motion practice; and we do  
5 not have any questions for the parties at this time.

6 We wanted to be available, however, to  
7 answer any questions that the parties may have for us.

8 So, with that, Mr. Stein, do you have any  
9 questions for the Board at this time?

10 MR. STEIN: I don't think we have any  
11 particular questions at this time, but maybe I'll chew  
12 on that just for a second to see if there's anything  
13 else we want to raise.

14 It might be worth mentioning, if Your  
15 Honors aren't already aware, but there was another  
16 party that has also filed a motion for joinder to the  
17 same two proceedings, the 202400085 and 86  
18 proceedings.

19 There's one other party that has also  
20 sought joinder, I believe, as of about a month ago.

21 THE COURT: Thank you.

22 And do you happen to know what the Inter  
23 Parte review numbers are, if they have been assigned?

24 MR. STEIN: I do, yes.

25 Those are IPR2024-01107 and

1 IPR2024-01108.

2 THE COURT: Thank you.

3 And do you know who the petitioner is in  
4 those cases?

5 MR. STEIN: I do.

6 I know the acronym, BRP, and the full  
7 form is Bombardier Recreational Products,  
8 Incorporated.

9 THE COURT: Okay. Thank you for  
10 providing that, Mr. Stein. Admittedly, I was unaware  
11 of that.

12 Okay. Mr. Theuerkauf, did you have any  
13 questions for the Panel at this time?

14 MR. THEUERKAUF: Similarly, I don't think  
15 I have any particular questions at the moment.

16 I was pausing to try to think if we had  
17 anything, but I can't think of any questions at the  
18 moment.

19 THE COURT: Okay. Thank you.

20 And, finally, Mr. Bridges, did you have  
21 any questions for the Panel at this time?

22 MR. BRIDGES: We do not have any questions  
23 from the counsel's side.

24 Thank you.

25 THE COURT: Okay. With that, if everyone

1 could just hold on for a moment while I convene with  
2 my colleague and make sure that we don't have any  
3 questions for any of you.

4 And if you'd just hold it and sit tight,  
5 that would be fantastic.

6 (Brief pause in the proceedings.)

7 THE COURT: Okay. We don't have any  
8 questions; but with that, I'll open the floor.

9 Mr. Theuerkauf, have you thought of any  
10 questions that you'd like to ask the Panel?

11 MR. THEUERKAUF: I have not, but if  
12 something comes up, we'll be sure to e-mail the Board.

13 THE COURT: All right. Please do.

14 And, Mr. Stein, one last chance.

15 Do you have any questions for the Board?

16 MR. STEIN: No, I don't think we do.

17 As you highlighted, Your Honor, we're  
18 working on our reply brief, which is due, I believe,  
19 August 5th.

20 So we'll have fully briefed as of that  
21 date, and just in case Your Honors reviewed those  
22 materials and want us to have an oral presentation of  
23 the arguments once fully briefed, we'd be more than  
24 happy to have that opportunity.

25 But I don't have any specific questions

1 right now.

2 THE COURT: Okay. Well, thank you.

3 And I appreciate you being available,  
4 everyone being available, for the conference call this  
5 afternoon.

6 I hope it wasn't too much of an  
7 inconvenience.

8 And, with that, we are adjourned.

9 Thank you.

10 MR. STEIN: Thank you.

11 MR. THEUERKAUF: Thank you, Your Honors.

12 MR. BRIDGES: Thank you.

13 (Whereupon, the telephone conference call  
14 concluded at 10:17 a.m.)

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## 1 REPORTER'S CERTIFICATE

2  
3 STATE OF CALIFORNIA )  
 ) ss  
4 COUNTY OF LOS ANGELES )

5 I, JUSTINE JONES, a duly commissioned and  
6 licensed Court Shorthand Reporter, Los Angeles County,  
7 State of California, do hereby certify: That I  
8 reported the taking of the telephone conference call,  
9 commencing on Thursday, August 1, 2024, at the hour of  
10 10:07 a.m.

11 Prior to being examined, the witness was  
12 by me, duly sworn to testify to the truth. That I  
13 thereafter transcribed my said shorthand notes into  
14 typewriting and that the typewritten transcript of  
15 said deposition is a complete, true and accurate  
16 transcription of my said shorthand notes.

17 I further certify that I am not a  
18 relative or employee of an attorney or counsel of any  
19 of the parties, nor a relative or employee of an  
20 attorney or counsel involved in said action, nor a  
21 person financially interested in the action.

22 (California Code, OV §69954)(d): Any  
23 court, party, or person who has purchased a transcript  
24 may, without paying a further fee to the reporter,  
25 reproduce a copy or portion thereof as an exhibit

1 pursuant to court order or rule, or for internal use,  
2 but shall not otherwise provide or sell a copy or  
3 copies to any other party or person.

4 IN WITNESS WHEREOF, I have hereunto set my  
5 hand, in my office, in the County of Los Angeles,  
6 State of California, this 9th day of August 2024.

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9  
10  
11  
12  
13  
14 A handwritten signature in blue ink, appearing to read 'Justine Jones', is written over a horizontal line.

15  
16 JUSTINE JONES, MPA, RPR, CCR, CSR  
17 CSR No. 14342

|                        |                        |                        |                         |
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