UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Axon Enterprise, Inc. and Dedrone Holdings, Inc.

Petitioners,

v.

Airspace Systems, Inc.,

Patent Owner.

****

PATENT AND TRIAL APPEAL BOARD HEARING

VIA TELECONFERENCE

Monday, July 13, 2026

****

Stenographically Reported by:
JUSTYNE N. JOHNSON
RPR, CSR. No. 14301

Job No. 642053

Pages 1-24

The teleconference hearing, was taken on behalf of Petitioner, all parties appearing remotely via teleconference, beginning at 8:31 a.m., Pacific time, on July 13, 2026, before JUSTYNE JOHNSON, RPR, Certified Shorthand Reporter No. 14301.

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THE BOARD PANEL:
Scott Moore, Judge
Barry Grossman, Judge
Michael Zecher, Judge

INDEX

WITNESS	EXAMINATION
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EXHIBITS

(None)

INFORMATION TO BE SUPPLIED

(None)

WITNESS INSTRUCTED NOT TO ANSWER

(None)

TRANSCRIPT REQUESTED TO BE MARKED

(None)

July 13, 2026 | 8:31 a.m.

THE COURT: Okay. Good morning, everyone. This is Judge Scott Moore, and -- Barry Grossman, and Michael Zecher. And we are here today for a conference call in cases IPR2025-00525, -2025-00530, and -2025-00629. And the purpose of the call is to discuss Petitioners' request to file a motion for sanctions.

So let's begin by taking appearances starting with Petitioner.

MR. WALTERS: Good morning, Your Honor. For Petitioner Axon and Dedrone, this is Chad Walters of Baker Botts. And I believe my colleague Ellyar Barazesh is also on the call.

THE COURT: Good morning.

MR. WALTERS: Good morning, Your Honor.

MR. WADEKAR: Good mor- --

MR. PUREE: This is Ashe Puri on behalf of Petitioner Skydio.

THE COURT: Good morning. Is that everyone for Petitioner?

MR. WALTERS: I believe so, Your Honor.

THE COURT: Okay. Then let's move on to Patent Owner.

MR. WADEKAR: Thank you, Your Honor. This is Suhrid Wadekar on behalf of Airspace Defense, Inc. And with me are my colleagues (audio interference) and Amanda L'Esperance as well.

THE COURT: Good morning.

And, Petitioner, you were instructed to arrange a court reporter. Is there a court reporter also listening in?

MR. WALTERS: There should be, Your Honor.

THE STENOGRAPHER: Yes, Your Honor. Good morning. My name is Justyne Johnson, and my California certification number is 14301.

THE COURT: Great. Good morning, Ms. Johnson.

Okay. So I understand that Petitioner is contemplating filing a motion for sanctions due to, I guess, what it believes is sanctionable misconduct on Patent Owner's part resulting from Patent Owner's, I guess, noticing depositions and then waiting until the last minute to cancel them. So I think we understand the background.

But why don't we allow both parties to explain the situation? So we'll begin with Petitioner. Please explain your contemplating motion and the basis for it. And then we'll have Patent Owner set forth its position.

So Counsel, Petitioner, Mr. Walters, I believe

1 you can go ahead.
2 MR. WALTERS: Thank you, Your Honor.
3 So the basis for Petitioners' request to move for
4 sanctions is under 37 CFR 42.12(a). It's specifically
5 (a)5, abuse of discovery; (a)6, abuse of process; and
6 (a)7, actions that cause unnecessary increase in costs of
7 the proceeding. And, Your Honor, the basis is the late
8 cancellation of five depositions.
9 There were three depositions scheduled for
10 June 11th and 12th. Patent owner canceled all three
11 depositions at the same time after 5:00 p.m. on June 10th,
12 and this is a pattern of behavior in these proceedings.
13 Patent owner canceled two depositions scheduled for
14 April 9th. Both were canceled at the same time after
15 5:00 p.m. on April 7th, and Petitioners incurred
16 significant expenses in the form of attorneys' fees,
17 expert press calls, and nonrefundable travel expenses.
18 And we're specifically seeking compensatory
19 expenses for the June 11th and 12th depositions that were
20 belatedly canceled. These are not expenses that would
21 otherwise have been incurred as those two depositions --
22 or those three depositions occurring over the last two
23 days were the last activities from the experts in these
24 proceedings.
25 There are no more declarations or

1 cross-examination testimonies for them to provide. That's
2 the basis for our request.
3 THE COURT: And, Counsel, you mentioned travel
4 expenses. Aren't these video depositions?
5 MR. WALTERS: They are video depositions. But we
6 had arranged for one of our witnesses to be in Dallas, and
7 so he had a nonrefundable flight that he incurred. And
8 that's for the June 12th deposition.
9 And noting on the travel, I will note that Patent
10 Owner's counsel did travel to be in the same room with
11 their witness for three depositions that occurred in
12 February, and also for three depositions that occurred
13 last week where the witness was in Cypress. Patent owners
14 counsel traveled to be in the same room with the witness
15 for those depositions.
16 THE COURT: Okay. Anything else for Petitioner
17 before we move on to Patent Owner?
18 MR. WALTERS: No, Your Honor.
19 THE COURT: Okay. And, Mr. Wadekar, please go
20 ahead.
21 MR. WADEKAR: Okay. Thank you, Your Honors.
22 Since the petitioner mentioned the June petitions
23 focused, I'll start there. So the one complained about
24 those depositions was that, from our perspective, the
25 schedule was extremely tight. It was very -- deceived.

1 The -- our position from the petitioners and supporting
2 that duration -- let me just check my notes here. On
3 June 11th, I then -- our response was due very shortly
4 thereafter. So for that reason, we did not really know at
5 that time what -- in what shape or form would the
6 cross-examination of the witness would be useful. But we
7 wanted to provide adequate notice in terms of availability
8 and schedules and things like that.
9 So for that reason, we provided the notices of
10 deposition on the 3rd of June. And also, the parties
11 agreed that other than taking three different depositions
12 on three different days, we agreed to take depositions on
13 two days. Two days for one and another day for another
14 person.
15 Then later on, we diligently worked on our
16 response. And as part of that thorough review, the
17 regulations that we received, and I'm -- I feel that our
18 process is not that different from anybody else, but if
19 the Board would like, I'm happy to go into the details.
20 But at this point, I would only say that it was a
21 deliberate process working for our expert, delivering
22 arguments on the argument. Everything their experts
23 positions and really assist what we can do to help our
24 argument. Because in terms referred that their expert has
25 already explained their position. They are not likely to

1 change that.
2 So the only way we can question the expert is if
3 there are any inconsistencies if there are part of the
4 Cypress project or similarly part of the specification not
5 in the consideration, things like that. But as we work
6 through this process, we were specifically looking for
7 places where it could help.
8 And when we arrived at a decision where we did --
9 started feeling that maybe our expert can explain whatever
10 our arguments we want to present in his declaration, then
11 the need for the deposition of their expert decline. Now
12 at that point, we did jump the gun and cancel the
13 deposition, but we wanted to be mindful of this fact that
14 if we cancel it too soon and later on before we're ready
15 to file our papers, nowhere he needed this point clarified
16 then we have to go back again and seek another scheduling
17 and another complication.
18 So for that reason, we felt that it was necessary
19 for us to be absolutely sure. Because once we decided to
20 cancel, we did not want to go back and ask for another
21 deposition at another time. So that goes -- the reason
22 why we waited also in part because of the -- that really
23 was the main reason why the notice was provided late. We
24 had to sign that yes, we traveled as well -- we traveled.
25 I'm sure the opposing counsel also had to make

1 travel arrangements. And, yes, as we mentioned in our way
2 back, but it was not in any way, shape, or form to take
3 advantage of the situation or to force the other side into
4 unnecessary expenses, things like that.
5 We made plans to travel overseas. There was a
6 concern that the other side may cancel the deposition at
7 the last minute and then, well, in that case, we just
8 change our plans and come back. That's how we approached
9 this, Your Honor.
10 THE COURT: Okay. I just wanted to clarify the
11 dates. I think you mentioned -- well, what date did you
12 receive the declarations from Petitioners' expert?
13 MR. WADEKAR: So for the second set of
14 declarations, in response to the opposition to the revised
15 motion to amend, we received those declarations on
16 June 1st.
17 THE COURT: Okay. So you received declarations
18 on June 1st. You noticed the depositions on June 3rd; is
19 that correct?
20 MR. WADEKAR: That is correct. Yes. And then we
21 canceled the depositions on June 10th.
22 THE COURT: Okay. You canceled them on
23 June 10th?
24 MR. WADEKAR: Yes.
25 THE COURT: I think Petitioners' counsel said

after 5:00 p.m.; is that correct?

MR. WADEKAR: Yes. Yes. After close of business at 5:00 p.m.

THE COURT: And depositions were noticed to begin on June 12th.

MR. WADEKAR: That is correct. Yes.

THE COURT: Okay. And your representation is that that was as early as you decided for sure that Patent Owner would not need depositions to respond to the brief?

MR. WADEKAR: Yes. That is correct. And without the nearly certain -- because -- we certain, then we wouldn't have to go back again and say that we made a mistake and we do need to go ask these two questions. We wanted to be sure on that.

THE COURT: And when was the -- when was your -- when was the briefs you were working on due? What was the due date for that?

MR. WADEKAR: So -- well, we did not have briefs due at that point in time. But it was the petitioners that have a surreply that is due -- I believe that is due today.

THE COURT: Okay.

MR. WADEKAR: Oh, I'm sorry. I misspoke. I apologize. I have confused between the different -- no. I was speaking about the deposition of our witness. I'm

1 sorry. No.
2 We had a paper that was due -- let me
3 double-check the date. But we had a -- we had our reply
4 to the opposition that was due five --
5 THE COURT: June 22nd?
6 MR. WADEKAR: June 22nd. Yes.
7 THE COURT: Okay. Anything else you'd like to
8 add before I go back to Petitioner?
9 MR. WADEKAR: No. I don't have anything else to
10 add.
11 THE COURT: Okay. Petitioner, do you have any
12 reply to the arguments Patent Owner just made?
13 MR. WALTERS: Yes, Your Honor. One note of
14 correction. The first deposition -- well, the deposition
15 of '629 IPR, it was canceled -- all three were canceled
16 after 5:00 p.m. on June 10th. But the deposition the --
17 '629 IPR was scheduled for June 11th and not June 12th.
18 There were two scheduled for June 12th, but there was also
19 one scheduled for June 11th.
20 THE COURT: Okay. Anything else?
21 MR. WALTERS: Yes, Your Honor. I would just like
22 to note I think -- as I noted previously, this was a
23 pattern of conduct. We did not move for sanctions or did
24 not request authority to move for sanctions when this
25 occurred the first time. But it's -- in April. But it's

1 because it's a pattern of conduct that caused us to move
2 with respect to the June 11th and 12th depositions.
3 THE COURT: Okay. Give us just a moment. I'm
4 going to go on mute and confer with my colleagues offline.
5 MR. WADEKAR: Your Honor, if I may, we respond to
6 the April cancellation that goes -- the petitioners
7 mentioned the pattern as they described it?
8 THE COURT: Okay. Yes. Go ahead. Briefly
9 respond.
10 MR. WADEKAR: Yeah. I'm sorry about that. But
11 yeah. So they, again, I think, the -- from our
12 perspective, the situation was that we had -- same idea
13 that we did not want to cancel the deposition and then ask
14 for it again. That was definitely the origin and confer.
15 Also, the additional concern at that point was
16 for us was to proceed with a reply to the opposition on
17 whether to file a revised motion to amend. And that
18 decision involved the inventors with whom we were
19 discussing the matter and also expert. So, again, it was
20 a process. It just took some time to arrive at that
21 conclusion.
22 Even though this happened in two visits, in both
23 cases, we were deliberate in making sure that we are,
24 first, representing our client to the best we can and --
25 but at the second time, also making sure that we are not

1 going back and forth with scheduling, cancelling, and then
2 rescheduling the deposition. That is one aspect of it
3 that we wanted to avoid as much as possible. That's the
4 only comment I wanted to make.
5 Thank you, Your Honor, for allowing me to say
6 that.
7 THE COURT: Okay. One other question. Are both
8 counsel in the same time zone?
9 MR. WADEKAR: We are --
10 MR. WALTERS: No, Your Honor.
11 MR. WADEKAR: -- same time zone, Your Honor.
12 MR. WALTERS: Petitioners' counselor is in the
13 Central Time Zone.
14 THE COURT: Okay. So Petitioner's Central and
15 Patent Owner's Eastern.
16 MR. WADEKAR: So -- was -- colleagues who's on
17 the call is in the Central Time Zone as well. One of our
18 colleagues who is on the call is with me in Boston. And
19 the third of our colleague was not actually on this call
20 right now is in California, so it's -- we are in another
21 time zone as well.
22 THE COURT: Okay. Thank you.
23 So now, we'll go on mute for just a moment while
24 I confer with my colleagues.
25 (Off the record.)

THE COURT: Okay. Counsel, we're back on the call. Just want to make sure everyone's still here.

Counsel for Petitioner can hear me?

MR. WALTERS: Yes, I can, Your Honor.

THE COURT: Counsel for Patent Owner?

MR. WADEKAR: Yes. Yes, Your Honors.

THE COURT: And the reporter's still here?

THE STENOGRAPHER: Yes, Your Honor.

THE COURT: Okay. Thank you.

Okay. We're back on the record. I'm sorry. Who was that?

Okay. We're back on the record. One additional question about the email that was sent to the Board requesting this. It included positions from both Petitioner and Patent Owner.

Counsel for Patent Owner, did you draft that email from Patent Owner or was that a summary that was offered by Petitioner?

MR. WADEKAR: So, Your Honors, first part of the email is the petitioners' position, and then the second part of the email is the position that we drafted.

THE COURT: Okay. Thank you.

Okay. So the panel has discussed this motion. And our views are as follows: First of all, we wanted to -- I'm sorry. Who's -- somebody wanted to speak?

1 Okay. Our views are as follows: First of all,
2 we want to admonish both parties against the use of
3 argumentative emails in these proceedings. Our scheduling
4 order is very straightforward and specific, and it says
5 that emails to the Board requesting conference calls of
6 this type, quote, "may not contain substantive argument."
7 The email that was sent to the Board requesting
8 this conference is full of substantive argument. I
9 believe both counsel before us have represented parties
10 before the Board in previous proceedings. So counsel
11 should be aware that this type of argument via email is
12 improper.
13 And, Petitioner, also, you should be aware that
14 if you're coming into the Board requesting relief of this
15 type, it's very important to do so with clean hands. And,
16 sorry, this way is not a good way to do it.
17 Secondly, we also want to admonish Patent Owner
18 to be more careful about cancelling depositions at the
19 last minute. We recognize that this schedule in this case
20 is very tight. That is unavoidable, given Patent Owner's
21 decision to file a revised motion to amend, which is its
22 right. The statutory deadlines of this type of situation
23 result in very tight scheduling.
24 And it's tight on our part as well. It's very
25 important this type of situation that you take care not to

1 do things the last minute, wherever possible. You know,
2 counsel don't appear before the Board regularly develop
3 reputations. And judges remember counsel that appear in
4 prior proceedings. So it's very important that you
5 develop the right type of reputation here. So just be
6 aware of that going forward.
7 It is our view that given the tight schedule, we
8 do not view the conduct from Plaintiff here as rising to
9 the level of sanctionable conduct at this time. So we are
10 denying lead to file this motion. However, once again, I
11 just like to caution both counsel about this kind of
12 argumentative emails and counsel -- and admonish Patent
13 Owner, specifically, to be very careful about this type of
14 thing.
15 Proceedings before the Board are very different
16 in court and litigation. A lot of the judges, and myself,
17 came from district court backgrounds, and we see this type
18 of conduct that occurs in those types of proceedings.
19 These proceedings are different. Counsel are supposed to
20 cooperate, and that's what we expect here.
21 With that being said, once again, we do not view
22 the conduct -- we do not view that as rising to the level
23 of sanctionable conduct. So permission to file the motion
24 for sanctions is denied.
25 Do the parties have any questions?

MR. WALTERS: None from Petitioner. Thank you, Your Honor.

THE COURT: Patent Owner?

MR. WADEKAR: None from Patent Owner as well. And thank you, Your Honors. And we will seriously take into -- we are -- yes. We will adhere to the admonishment and apologize for both -- on both plans.

THE COURT: Okay. Thank you. And then I believe the last matter we need to discuss is how to handle the transcript of this proceeding. It needs to be -- the transcript will need to be filed as a separate exhibit in each proceeding. I guess the question arises, would the parties like to exchange a copy of the transcript in advance and propose corrections like this was a deposition transcript? That's totally up to the parties.

MR. WALTERS: Speaking on Petitioners, I can't imagine we're going to have any correction to make.

THE COURT: Is that Patent Owner's view as well?

MR. WADEKAR: I was about to say that. Same here.

THE COURT: Okay. So if there are no corrections, I would still request that you send a copy to Patent Owner's counsel before it's filed. Give them at least 24 hours to, you know, confirm that there's no corrections.

And, Patent Owner, please try to do that in 24 hours. As long as there is no corrections, Counsel for Petitioner should file a copy of the transcript in each of the three proceedings at issue here, and that should be filed as a separate exhibit.

And if there are -- on the off chance there are corrections, please submit a joint errata sheet and just file that as an exhibit in each of the three proceedings as well. Hopefully that won't be necessary. But that will be the procedure.

And before we conclude the call, give me just one more moment to check with my colleagues one last time and make sure there's nothing else to raise.

Okay. We have nothing else. Thank you very much.

MR. WALTERS: Your Honor --

THE COURT: This call -- yes?

MR. WALTERS: Your Honor, this is Chad Walters. One quick question. Should it file -- I assume that the petitioner exhibit in the -- in the three proceeding --

THE COURT: Yes. You can just file a petitioner exhibit in the three proceedings.

MR. WALTERS: Okay. Thank you.

THE COURT: Okay. We have nothing further, so this call is terminated. Thank you.

1 MR. WALTERS: Thank you, Your Honor.
2 MR. WADEKAR: Thank you, Your Honor.
3 (Time noted 9:07 a.m.)
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I, JUSTYNE N. JOHNSON, Certified Reporter and Notary Public within and for the State of California do hereby certify:

That the teleconference taken before me is a true record of the proceedings given.

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

I further certify that the teleconference hearing occurred remotely via teleconference on Monday, July 13, 2026, commencing at 8:31 a.m. to 9:07 a.m.

I further certify that I am not related to any of the parties to this action by blood or marriage, I am not employed by any of the parties to this action, and that I am in no way interested, financially or otherwise, in the outcome of this matter.

IN WITNESS WHEREOF, I have hereunto set my hand this 13th day of July, 2026.

My commission expires: September 30, 2026

Justyne Johnson

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a)5
9:5
a)6
9:5
a)7
9:6
about
10:23, 14:25, 16:10, 18:13, 19:18, 20:11, 20:13, 21:19
absolutely
12:19
abuse
9:5
action
24:13, 24:14
actions
9:6
activities
9:23
actually
17:19
add
15:8, 15:10
additional
16:15, 18:12
adequate
11:7
adhere
21:6
admonish
19:2, 19:17, 20:12
admonishment
21:6
advance
21:14
advantage
13:3
adverse
24:6
after
9:11, 9:14, 14:1, 14:2, 15:16
again
12:16, 14:12, 16:11, 16:14, 16:19, 20:10, 20:21
against
19:2
agreed
11:11, 11:12
ahead
9:1, 10:20, 16:8
airspace
1:12, 4:3, 8:2, 24:7
alesperance@princelobel
4:13
all
2:4, 9:10, 15:15, 18:24, 19:1
allow
8:21
allowing
17:5
already
11:25
also
7:14, 8:7, 10:12, 11:10, 12:22, 12:25, 15:18, 16:15, 16:19, 16:25, 19:13, 19:17
amanda
4:7, 8:3
amend
13:15, 16:17, 19:21
angeles
3:21
another
11:13, 12:16, 12:17, 12:20, 12:21, 17:20
answer
6:8
any
12:3, 13:2, 15:11, 20:25, 21:17, 24:13, 24:14
anybody
11:18
anything
10:16, 15:7, 15:9, 15:20
apologize
14:24, 21:7
appeal
1:3, 1:19
appear
20:2, 20:3
appearances
3:1, 4:1, 7:10
appearing
2:4
approached
13:8
april
9:14, 9:15, 15:25, 16:6
apuri@nixonpeabody
3:23
aren't
10:4
argument
11:22, 11:24, 19:6, 19:8, 19:11
argumentative
19:3, 20:12
arguments
11:22, 12:10, 15:12
arises
21:12
arrange
8:6
arranged
10:6
arrangements
13:1
arrive
16:20
arrived
12:8
ashe
3:17, 7:19
aspect
17:2
assist
11:23
assume
22:19
attorney
3:18
attorneys
3:8, 4:8, 9:16
audio
8:3
authority
15:24
availability
11:7
avenue
3:9, 3:19
avoid
17:3
aware
19:11, 19:13, 20:6
axon
1:6, 7:13

B

back
12:16, 12:20, 13:2, 13:8, 14:12, 15:8, 17:1, 18:1, 18:10, 18:12
background
8:20
backgrounds
20:17
baker
3:4, 7:13
barazesh
3:7, 7:14
barazesh@bakerbotts
3:13

barry
4:18, 7:5
basis
8:23, 9:3, 9:7, 10:2
because
11:24, 12:19, 12:22, 14:11, 16:1
been
9:21
before
1:3, 2:6, 10:17, 12:14, 15:8, 19:9, 19:10, 20:2, 20:15, 21:23, 22:11, 24:4
begin
7:10, 8:22, 14:4
beginning
2:5
behalf
2:3, 7:19, 8:2
behavior
9:12
being
20:21
belatedly
9:20
believe
7:14, 7:23, 8:25, 14:20, 19:9, 21:8
believes
8:16
best
16:24
between
14:24
blood
24:13
board
1:3, 1:19, 4:16, 11:19, 18:13, 19:5, 19:7, 19:10, 19:14, 20:2, 20:15
boston
4:10, 17:18
both
8:21, 9:14, 16:22, 17:7, 18:14, 19:2, 19:9, 20:11, 21:7
botts
3:4, 7:14
brief
14:9
briefly
16:8
briefs
14:16, 14:18
business
14:2

C

california
3:21, 8:11, 17:20, 24:2
call
7:6, 7:8, 7:15, 17:17, 17:18, 17:19, 18:2, 22:11, 22:17, 22:25
calls
9:17, 19:5
came
20:17
can't
21:16
cancel
8:19, 12:12, 12:14, 12:20, 13:6, 16:13
canceled
9:10, 9:13, 9:14, 9:20, 13:21, 13:22, 15:15
cancellation
9:8, 16:6
cancelling
17:1, 19:18
care
19:25
careful
19:18, 20:13
case
13:7, 19:19
cases
7:7, 16:23
cause
9:6
caused
16:1
caution
20:11
central
17:13, 17:14, 17:17
certain
14:11
certification
8:12
certified
2:6, 24:1
certify
24:3, 24:6, 24:9, 24:12
cfr
9:4
chad
3:5, 3:12, 7:13, 22:18
chance
22:6
change
12:1, 13:8
check
11:2, 22:12
clarified
12:15
clarify
13:10
clean
19:15
client
16:24
close
14:2
colleague
7:14, 17:19
colleagues
8:3, 16:4, 17:16, 17:18, 17:24, 22:12
com
3:12, 3:13, 3:23, 4:12, 4:13
come
13:8
coming
19:14
commencing
24:11
comment
17:4
commission
24:19
compensatory
9:18
complained
10:23
complication
12:17
concern
13:6, 16:15
conclude
22:11
conclusion
16:21
conduct
15:23, 16:1, 20:8, 20:9, 20:18, 20:22, 20:23
confer
16:4, 16:14, 17:24
conference
7:6, 19:5, 19:8
confirm
21:24
confused
14:24
consideration
12:5
contain
19:6

contemplating
8:15, 8:23
continued
4:1
cooperate
20:20
copy
21:13, 21:22, 22:3
correct
13:19, 13:20, 14:1, 14:6, 14:10
correction
15:14, 21:17
corrections
21:14, 21:22, 21:25, 22:2, 22:7
costs
9:6
could
12:7
counsel
8:25, 10:3, 10:10, 10:14, 12:25, 13:25, 17:8, 18:1, 18:3, 18:5, 18:16, 19:9, 19:10, 20:2, 20:3, 20:11, 20:12, 20:19, 21:23, 22:2, 24:7
counselor
17:12
court
7:4, 7:16, 7:21, 7:24, 8:5, 8:7, 8:13, 10:3, 10:16, 10:19, 13:10, 13:17, 13:22, 13:25, 14:4, 14:7, 14:15, 14:22, 15:5, 15:7, 15:11, 15:20, 16:3, 16:8, 17:7, 17:14, 17:22, 18:1, 18:5, 18:7, 18:9, 18:22, 20:16, 20:17, 21:3, 21:8, 21:18, 21:21, 22:17, 22:21, 22:24
cross-examination
10:1, 11:6
csr
1:34
cypress
10:13, 12:4

D

dallas
3:10, 10:6
date
13:11, 14:17, 15:3
dates
13:11
day
11:13, 24:18
days
9:23, 11:12, 11:13
deadlines
19:22
deceived
10:25
decided
12:19, 14:8
decision
12:8, 16:18, 19:21
declaration
12:10
declarations
9:25, 13:12, 13:14, 13:15, 13:17
decline
12:11
dedrone
1:6, 7:13
defense
8:2, 24:7
definitely
16:14
deliberate
11:21, 16:23
delivering
11:21
denied
20:24
denying
20:10
deposition
10:8, 11:10, 12:11, 12:13, 12:21, 13:6, 14:25, 15:14, 15:16, 16:13, 17:2, 21:14, 24:8
depositions
8:18, 9:8, 9:9, 9:11, 9:13, 9:19, 9:21, 9:22, 10:4, 10:5, 10:11, 10:12, 10:15, 10:24, 11:11, 11:12, 13:18, 13:21, 14:4, 14:9, 16:2, 19:18
described
16:7
details
11:19
develop
20:2, 20:5
different
11:11, 11:12, 11:18, 14:24, 20:15, 20:19
diligently
11:15
discovery
9:5
discuss
7:8, 21:9
discussed
18:23
discussing
16:19
district
20:17
double-check
15:3
dr
4:5
draft
18:16
drafted
18:21
due
8:15, 11:3, 14:16, 14:17, 14:19, 14:20, 15:2, 15:4
duration
11:2

E

each
21:12, 22:3, 22:8
early
14:8
eastern
17:15
ellyar
3:7, 3:13, 7:14
else
10:16, 11:18, 15:7, 15:9, 15:20, 22:13, 22:14
email
18:13, 18:17, 18:20, 18:21, 19:7, 19:11
emails
19:3, 19:5, 20:12
employed
24:14
enterprise
1:6

errata
22:7
esq
3:5, 3:7, 3:17, 4:5, 4:7
even
16:22
everyone
7:4, 7:21
everyone's
18:2
everything
11:22
examination
5:2
exchange
21:13
exhibit
21:11, 22:5, 22:8, 22:20, 22:22
exhibits
6:1
expect
20:20
expenses
9:16, 9:17, 9:19, 9:20, 10:4, 13:4
expert
9:17, 11:21, 11:24, 12:2, 12:9, 12:11, 13:12, 16:19
experts
9:23, 11:22
expires
24:19
explain
8:21, 8:23, 12:9
explained
11:25
extremely
10:25

F

fact
12:13
february
10:12
feel
11:17
feeling
12:9
fees
9:16
felt
12:18
file
7:9, 12:15, 16:17, 19:21, 20:10, 20:23, 22:3, 22:8, 22:19, 22:21
filed
21:11, 21:23, 22:5
filing
8:15
financially
24:15
first
15:14, 15:25, 16:24, 18:19, 18:24, 19:1
five
9:8, 15:4
flight
10:7
focused
10:23
follows
18:24, 19:1
force
13:3
form
9:16, 11:5, 13:2
forth
8:24, 17:1
forward
20:6
full
19:8
further
22:24, 24:6, 24:9, 24:12

G

give
16:3, 21:23, 22:11
given
19:20, 20:7, 24:5
go
9:1, 10:19, 11:19, 12:16, 12:20, 14:12, 14:13, 15:8, 16:4, 16:8, 17:23
goes
12:21, 16:6
going
16:4, 17:1, 20:6, 21:17
good
7:4, 7:12, 7:16, 7:17, 7:18, 7:21, 8:5, 8:10, 8:13, 19:16
grand
3:19
great
8:13
grossman
4:18, 7:5
guess
8:16, 8:18, 21:12
gun
12:12

H

hand
24:18
handle
21:9
hands
19:15
happened
16:22
happy
11:19
hear
18:3
hearing
1:19, 2:3, 24:10
help
11:23, 12:7
here
7:6, 11:2, 18:2, 18:7, 20:5, 20:8, 20:20, 21:20, 22:4
hereby
24:3
hereunto
24:17
holdings
1:6
honor
7:12, 7:17, 7:23, 8:1, 8:9, 8:10, 9:2, 9:7, 10:18, 13:9, 15:13, 15:21, 16:5, 17:5, 17:10, 17:11, 18:4, 18:8, 21:2, 22:16, 22:18, 23:1, 23:2
honors
10:21, 18:6, 18:19, 21:5
hopefully
22:9
hours
21:24, 22:2
however
20:10

I

idea
16:12
imagine
21:17

important
19:15, 19:25, 20:4
improper
19:12
inc
1:6, 1:12, 4:3, 8:2, 24:7
included
18:14
inconsistencies
12:3
increase
9:6
incurred
9:15, 9:21, 10:7
index
5:1
information
6:4
instructed
6:8, 8:6
interested
24:15
interference
8:3
international
4:9
inventors
16:18
involved
16:18
ipr
7:7, 15:15, 15:17
issue
22:4

J

job
1:35
johnson
1:33, 2:6, 8:11, 8:13, 24:1
joint
22:7
judge
4:17, 4:18, 4:19, 7:5
judges
20:3, 20:16
july
1:23, 2:6, 7:1, 24:11, 24:18
jump
12:12
june
9:10, 9:11, 9:19, 10:8, 10:22, 11:3, 11:10, 13:16, 13:18, 13:21, 13:23, 14:5, 15:5, 15:6, 15:16, 15:17, 15:18, 15:19, 16:2
justyne
1:33, 2:6, 8:11, 24:1

K

kind
20:11
know
11:4, 20:1, 21:24

L

l'esperance
4:7, 8:4
last
8:19, 9:22, 9:23, 10:13, 13:7, 19:19, 20:1, 21:9, 22:12
late
9:7, 12:23
later
11:15, 12:14
law
3:8, 3:18, 4:8
lead
20:10
least
21:24
let's
7:10, 7:24
level
20:9, 20:22
likely
11:25
listening
8:7
litigation
20:16
llp
3:4, 3:16, 4:4
lobel
4:4
long
22:2
looking
12:6
los
3:21
lot
20:16

M

made
13:5, 14:12, 15:12
main
12:23
make
12:25, 17:4, 18:2, 21:17, 22:13
making
16:23, 16:25
marked
6:11
marriage
24:13
massachusetts
4:10
matter
16:19, 21:9, 24:16
maybe
12:9
mentioned
10:3, 10:22, 13:1, 13:11, 16:7
michael
4:19, 7:5
mindful
12:13
minute
8:19, 13:7, 19:19, 20:1
misconduct
8:16
misspoke
14:23
mistake
14:13
moment
16:3, 17:23, 22:12
monday
1:23, 24:10
moore
4:17, 7:5
mor
7:18
more
9:25, 19:18, 22:12
morning
7:4, 7:12, 7:16, 7:17, 7:21, 8:5, 8:11, 8:13
motion
7:9, 8:15, 8:23, 13:15, 16:17, 18:23, 19:21, 20:10, 20:23
move
7:24, 9:3, 10:17, 15:23, 15:24, 16:1
much
17:3, 22:15
mute
16:4, 17:23
myself
20:16

N
name 8:11
nd 15:5, 15:6
nearly 14:11
necessary 12:18, 22:9
need 12:11, 14:9, 14:13, 21:9, 21:11
needed 12:15
needs 21:10
nixon 3:16
none 6:2, 6:6, 6:9, 6:13, 21:1, 21:4
nonrefundable 9:17, 10:7
notary 24:2
note 10:9, 15:13, 15:22
noted 15:22, 23:3
notes 11:2
nothing 22:13, 22:14, 22:24
notice 11:7, 12:23
noticed 13:18, 14:4
notices 11:9
noticing 8:18
noting 10:9
nowhere 12:15
number 8:12

O
occurred 10:11, 10:12, 15:25, 24:10
occurring 9:22
occurs 20:18
offered 18:18
office 1:1
offline 16:4
oh 14:23
okay 7:4, 7:24, 8:14, 10:16, 10:19, 10:21, 13:10, 13:17, 13:22, 14:7, 14:22, 15:7, 15:11, 15:20, 16:3, 16:8, 17:7, 17:14, 17:22, 18:1, 18:9, 18:10, 18:12, 18:22, 18:23, 19:1, 21:8, 21:21, 22:14, 22:23, 22:24
once 12:19, 20:10, 20:21
one 10:6, 10:23, 11:13, 15:13, 15:19, 17:2, 17:7, 17:17, 18:12, 22:11, 22:12, 22:19
only 11:20, 12:2, 17:4
opposing 12:25
opposition 13:14, 15:4, 16:16
order 19:4
origin 16:14
other 11:11, 13:3, 13:6, 17:7
otherwise 9:21, 24:15
outcome 24:16
over 9:22
overseas 13:5
owner 1:14, 7:25, 8:24, 9:10, 9:13, 10:17, 14:9, 15:12, 18:5, 18:15, 18:16, 18:17, 19:17, 20:13, 21:3, 21:4, 22:1
owner's 8:17, 10:10, 17:15, 19:20, 21:18, 21:23
owners 10:13

P
pacific 2:5
pages 1:36
panel 4:16, 18:23
paper 15:2
papers 12:15
part 8:17, 11:16, 12:3, 12:4, 12:22, 18:19, 18:21, 19:24
parties 2:4, 8:21, 11:10, 19:2, 19:9, 20:25, 21:13, 21:15, 24:13, 24:14
party 24:6
patent 1:1, 1:3, 1:14, 1:19, 7:24, 8:17, 8:24, 9:10, 9:13, 10:9, 10:13, 10:17, 14:8, 15:12, 17:15, 18:5, 18:15, 18:16, 18:17, 19:17, 19:20, 20:12, 21:3, 21:4, 21:18, 21:23, 22:1
pattern 9:12, 15:23, 16:1, 16:7
peabody 3:16
permission 20:23
person 11:14
perspective 10:24, 16:12
petitioner 2:4, 7:11, 7:13, 7:20, 7:22, 8:6, 8:14, 8:22, 8:25, 10:16, 10:22, 15:8, 15:11, 18:3, 18:15, 18:18, 19:13, 21:1, 22:3,

22:20, 22:21
petitioner's
17:14
petitioners
1:8, 3:3, 7:8, 9:3, 9:15, 11:1, 13:12, 13:25, 14:19, 16:6, 17:12, 18:20, 21:16
petitions
10:22
place
4:9
places
12:7
plaintiff
20:8
plans
13:5, 13:8, 21:7
please
8:22, 10:19, 22:1, 22:7
point
11:20, 12:12, 12:15, 14:19, 16:15
position
8:24, 11:1, 11:25, 18:20, 18:21
positions
11:23, 18:14
possible
17:3, 20:1
present
12:10
press
9:17
previous
19:10
previously
15:22
prince
4:4
prior
20:4
procedure
22:10
proceed
16:16
proceeding
9:7, 21:10, 21:12, 22:20
proceedings
9:12, 9:24, 19:3, 19:10, 20:4, 20:15, 20:18, 20:19, 22:4, 22:8, 22:22, 24:5
process
9:5, 11:18, 11:21, 12:6, 16:20
project
12:4
propose
21:14
provide
10:1, 11:7
provided
11:9, 12:23
public
24:2
puree
7:19
puri
3:17, 7:19
purpose
7:8

Q

question
12:2, 17:7, 18:13, 21:12, 22:19
questions
14:13, 20:25
quick
22:19
quote
19:6

R

raise
22:13
ready
12:14
really
11:4, 11:23, 12:22
reason
11:4, 11:9, 12:18, 12:21, 12:23
receive
13:12
received
11:17, 13:15, 13:17
recognize
19:19
record
17:25, 18:10, 18:12, 24:5
referred
11:24
regularly
20:2
regulations
11:17
related
24:12
relief
19:14
remember
20:3
remotely
2:4, 24:10
reply
15:3, 15:12, 16:16
reported
1:32
reporter
2:7, 8:7, 24:1
reporter's
18:7
representation
14:7
represented
19:9, 24:7
representing
16:24
reputation
20:5
reputations
20:3
request
7:8, 9:3, 10:2, 15:24, 21:22
requested
6:11
requesting
18:14, 19:5, 19:7, 19:14
rescheduling
17:2
respect
16:2
respond
14:9, 16:5, 16:9
response
11:3, 11:16, 13:14
result
19:23
resulting
8:17
review
11:16
revised
13:14, 16:17, 19:21
right
17:20, 19:22, 20:5
rising
20:8, 20:22
room
10:10, 10:14
ross
3:9
rpr
1:34, 2:6

S

said
13:25, 20:21
same
9:11, 9:14,

10:10, 10:14, 16:12, 17:8, 17:11, 21:19
sanctionable 8:16, 20:9, 20:23
sanctions 7:9, 8:15, 9:4, 15:23, 15:24, 20:24
say 11:20, 14:12, 17:5, 21:19
says 19:4
schedule 10:25, 19:19, 20:7
scheduled 9:9, 9:13, 15:17, 15:18, 15:19
schedules 11:8
scheduling 12:16, 17:1, 19:3, 19:23
scott 4:17, 7:5
second 13:13, 16:25, 18:20
secondly 19:17
see 20:17
seek 12:16
seeking 9:18
send 21:22
sent 18:13, 19:7
separate 21:11, 22:5
september 24:19
seriously 21:5
set 8:24, 13:13, 24:17
shape 11:5, 13:2
sheet 22:7
shorthand 2:7
shortly 11:3
should 8:9, 19:11, 19:13, 22:3, 22:4, 22:19
side 13:3, 13:6
sign 12:24
signature-p1kal 24:22
significant 9:16
similarly 12:4
since 10:22
situation 8:22, 13:3, 16:12, 19:22, 19:25
skydio 3:15, 7:20
some 16:20
somebody 18:25
soon 12:14
sorry 14:23, 15:1, 16:10, 18:10, 18:25, 19:16
south 3:19
speak 18:25
speaking 14:25, 21:16
specific 19:4
specifically 9:4, 9:18, 12:6, 20:13
specification 12:4
start 10:23
started 12:9
starting 7:10
state 24:2
states 1:1
statutory 19:22
stenographer 8:10, 18:8
stenographically 1:32
still 18:2, 18:7, 21:22
straightforward 19:4
submit 22:7
substantive 19:6, 19:8
suhrid 4:5, 8:2
suite 3:20
summary 18:17
supplied 6:4
supporting 11:1
supposed 20:19
sure 12:19, 12:25, 14:8, 14:14, 16:23, 16:25, 18:2, 22:13
surreply 14:20
swadekar@princel-obel 4:12
systems 1:12, 4:3

T

take 11:12, 13:2, 19:25, 21:5
taken 2:3, 24:4
taking 7:10, 11:11
teleconference 1:21, 2:3, 2:5, 24:4, 24:9, 24:10
terminated 22:25
terms 11:7, 11:24
testimonies 10:1
texas 3:10
th 9:10, 9:11, 9:19, 10:8, 11:3, 13:21, 13:23, 14:5, 15:16, 15:17, 15:18, 15:19, 16:2, 24:18
thank 8:1, 9:2, 10:21, 17:5, 17:22, 18:9, 18:22, 21:1, 21:5, 21:8, 22:14, 22:23, 22:25, 23:1, 23:2

thereafter
11:4
thing
20:14
things
11:8, 12:5, 13:4, 20:1
think
8:19, 13:11, 13:25, 15:22, 16:11
third
17:19
thorough
11:16
three
9:9, 9:10, 9:22, 10:11, 10:12, 11:11, 11:12, 15:15, 22:4, 22:8, 22:20, 22:22
through
12:6
tight
10:25, 19:20, 19:23, 19:24, 20:7
time
2:5, 9:11, 9:14, 11:5, 12:21, 14:19, 15:25, 16:20, 16:25, 17:8, 17:11, 17:13, 17:17, 17:21, 20:9, 22:12, 23:3
today
7:6, 14:21
took
16:20
totally
21:15
trademark
1:1
transcript
6:11, 21:10, 21:11, 21:13, 21:15, 22:3
travel
9:17, 10:3, 10:9, 10:10, 13:1, 13:5
traveled
10:14, 12:24
trial
1:3, 1:19
true
24:5
try
22:1
two
9:13, 9:21, 9:22, 11:13, 14:13, 15:18, 16:22
tye
4:4
type
19:6, 19:11, 19:15, 19:22, 19:25, 20:5, 20:13, 20:17
types
20:18

U

unavoidable
19:20
under
9:4
understand
8:14, 8:19
united
1:1
unnecessary
9:6, 13:4
until
8:18
use
19:2
useful
11:6

V

via
1:21, 2:4, 19:11, 24:10
video
10:4, 10:5
view
20:7, 20:8, 20:21, 20:22, 21:18
views
18:24, 19:1
visits
16:22

W

wadekar
4:5, 7:18, 8:1, 8:2, 10:19, 10:21, 13:13, 13:20, 13:24, 14:2, 14:6, 14:10, 14:18, 14:23, 15:6, 15:9, 16:5, 16:10, 17:9, 17:11, 17:16, 18:6, 18:19, 21:4, 21:19, 23:2
waited
12:22
waiting
8:18
walters
3:5, 7:12, 7:13, 7:17, 7:23, 8:9, 8:25, 9:2, 10:5, 10:18, 15:13, 15:21, 17:10, 17:12, 18:4, 21:1, 21:16, 22:16, 22:18, 22:23, 23:1
walters@bakerbot-ts
3:12
want
12:10, 12:20, 16:13, 18:2, 19:2, 19:17
wanted
11:7, 12:13, 13:10, 14:14, 17:3, 17:4, 18:24, 18:25
way
12:2, 13:1, 13:2, 19:16, 24:15
we'll
8:22, 8:24, 17:23
we're
9:18, 12:14, 18:1, 18:10, 18:12, 21:17
week
10:13
whatever
12:9
whereof
24:17
wherever
20:1
whether
16:17
within
24:2
without
14:10
witness
5:2, 6:8, 10:11, 10:13, 10:14, 11:6, 14:25, 24:17
witnesses
10:6
work
12:5
worked
11:15
working
11:21, 14:16
wouldn't
14:12

Y

yeah
16:10, 16:11

Z

zecher
4:19, 7:6
zone
17:8, 17:11, 17:13, 17:17, 17:21

0

00
9:11, 9:15, 14:1, 14:3, 15:16
00525
7:7
00530
7:7
00629
7:7
02110
4:10
07
23:3, 24:11

1

1
1:36
10
9:11, 13:21, 13:23, 15:16
11
9:10, 9:19, 11:3, 15:17, 15:19, 16:2
12
9:10, 9:19, 10:8, 14:5, 15:17, 15:18, 16:2
13
1:23, 2:6, 7:1, 24:11, 24:18
14301
1:34, 2:7, 8:12
1st
13:16, 13:18

2

2001
3:9
2025
7:7
2026
1:23, 2:6, 7:1, 24:11, 24:18, 24:19
213
3:22
214
3:11
22
15:5, 15:6
24
1:36, 21:24, 22:2

3

30
24:19
300
3:19
31
2:5, 7:1, 24:11
3151
3:21
37
9:4
3rd
11:10, 13:18

4

4100
3:20
42.12
9:4
456
4:11

5

5
9:11, 9:15, 14:1, 14:3, 15:16

6

6152
3:22
617
4:11
629
3:22, 15:15, 15:17
642053
1:35
6500
3:11

7

75201
3:10
7th
9:15

8

8
2:5, 7:1, 24:11
8000
4:11

9

9
23:3, 24:11
90071
3:21
953
3:11
9th
9:14