

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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TD AMERITRADE HOLDING CORP., TD AMERITRADE, INC., and TD  
AMERITRADE ONLINE HOLDINGS CORP.,  
Petitioner,

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.,  
Patent Owner.

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CBM2014-00131 (Patent 7,533,056)  
CBM2014-00133 (Patent 7,676,411)  
CBM2014-00135 (Patent 6,772,132)  
CBM2014-00137 (Patent 7,685,055)

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Before SALLY C. MEDLEY, MEREDITH C. PETRAVICK, and  
PHILIP J. HOFFMANN, *Administrative Patent Judges*.

PETRAVICK, *Administrative Patent Judge*.

ORDER  
Request for Oral Argument  
37 C.F.R. § 42.70

CBM2014-00131 (Patent 7,533,056)  
CBM2014-00133 (Patent 7,676,411)  
CBM2014-00135 (Patent 6,772,132)  
CBM2014-00137 (Patent 7,685,055)

The Scheduling Order in this proceeding sets the date for oral hearing as July 9, 2015, if a hearing is requested by the parties and granted by the panel. Both parties requested a hearing in this case pursuant to 37 C.F.R. § 42.70. Paper 53, 54<sup>1</sup>. The requests are *granted*.

Under 37 C.F.R. § 42.70(b), demonstrative exhibits must be served five business days prior to the hearing. They shall be filed at the Board two business days prior to the hearing, and the parties must initiate a conference call with the Board by two business days prior to the hearing to resolve any dispute over the propriety of each party's demonstrative exhibits. Any dispute over the propriety of demonstrative exhibits that is not timely presented two business days prior to the hearing will be considered waived. The parties are directed to *CBS Interactive Inc. v. Helferich Patent Licensing, LLC*, IPR2013-00033, Paper 118 (October 23, 2013), regarding the appropriate content of demonstrative exhibits.

The hearing will commence at 1:00 p.m. Eastern Time on July 9, 2015, on the ninth floor of Madison Building East, 600 Dulany Street, Alexandria, Virginia. The four proceedings will be heard together. Each party will have two hours total time to present arguments and can determine for itself how to allot its time. Petitioner bears the ultimate burden of proof that Patent Owner's claims at issue are unpatentable. Thus, Petitioner will open the hearing by presenting its case regarding the challenged claims for which we instituted trial.

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<sup>1</sup> For expediency, CBM2014-00131 is representative and all subsequent citations are to CBM2014-00131 unless otherwise noted.

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The Board will provide a court reporter for the hearing and the reporter's transcript will constitute the official record of the hearing. The hearing will be open to the public for in-person attendance that will be accommodated on a first-come, first served basis.

Lead counsel for each party is expected to be present in person at the oral hearing. Any counsel of record, however, may present the party's argument. If either party expects that its lead counsel will not be attending the oral argument, the parties should initiate a joint telephone conference with the panel no later than two business days prior to the oral hearing to discuss the matter.

Any special requests for audio visual equipment should be directed to [Trials@uspto.gov](mailto:Trials@uspto.gov). Requests for special equipment will not be honored unless presented in a separate communication directed to the above email address not less than five days before the hearing.

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