

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,

Petitioner,

v.

SMARTFLASH LLC,

Patent Owner.

Case CBM2015-00123

Patent 8,033,458 B2

PATENT OWNER'S REQUEST FOR ORAL HEARING

Pursuant to the Board's Scheduling Order entered November 10, 2015 (Paper 8), Patent Owner requests that it be granted an oral hearing on the currently scheduled date of July 18, 2016 to present oral argument on any issues that have not been decided by that date that relate to the claims under review, including the Petition, Patent Owner's Response, Petitioner's Reply, and Motions to Exclude Evidence. Patent Owner requests that it be allowed to address at least the issue of whether the claims are statutory and the issue of whether the statutory basis of the claims can be re-reviewed given that it has already been decided.

Patent Owner requests it be provided a time equal to the combined time provided to the Petitioners in the related July 18, 2016 CBM hearings in CBM2015-00123 (Patent 8,033,458), CBM2015-00124 (Patent 7,942,317), CBM2015-00127 (Patent 7,334,720), CBM2015-00126 (Patent 8,118,221), CBM2015-00130 (Patent 8,118,221), CBM2015-00131 (Patent 8,061,598), and CBM2015-00133 (Patent 8,336,772) and Patent Owner suggests that Petitioners be provided a combined total of two hours and that Patent Owner likewise be provided two hours.

Finally, Patent Owner requests that the July 18, 2016 hearing be scheduled in the PTAB's large hearing room, given the number of parties and anticipated number of counsel and client representatives attending.

Dated: June 13, 2016

/ Michael R. Casey /

Michael R. Casey
Registration No. 40,294
Davidson Berquist
 Jackson & Gowdey, LLP
8300 Greensboro Drive
Suite 500
McLean, VA 22102
Telephone: (571) 765-7705
Fax: (571) 765-7200
Email: mcasey@dbjg.com
Attorney for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that this PATENT OWNER'S REQUEST FOR ORAL HEARING in CBM2015-00123 was served today, by agreement of the parties by emailing a copy to counsel for the Petitioner as follows:

Steven.Baughman@ropesgray.com
James.Batchelder@ropesgray.com
Megan.Raymond@ropesgray.com
ApplePTABService-SmartFlash@ropesgray.com

Dated: June 13, 2016

/ Michael R. Casey /

Michael R. Casey
Registration No. 40,294
Davidson Berquist
Jackson & Gowdey, LLP
8300 Greensboro Drive
Suite 500
McLean, VA 22102
Telephone: (571) 765-7705
Fax: (571) 765-7200
Email: mcasey@dbjg.com
Attorney for Patent Owner