

Case CBM2015-00133  
Patent 8,336,772

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC. and GOOGLE, INC.,  
Petitioners,

v.

SMARTFLASH LLC,  
Patent Owner.

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Case CBM2015-00133<sup>1</sup>  
Patent 8,336,772

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Before the Honorable JENNIFER S. BISK, RAMA G. ELLURU, GREGG I. ANDERSON, and MATTHEW R. CLEMENTS, *Administrative Patent Judges*.

**PETITIONER'S REQUEST FOR ORAL HEARING**

Pursuant to 37 C.F.R. § 42.70(a), requiring a separate paper requesting oral hearing and specifying issues to be argued, Petitioners Apple Inc. (“Apple”) and Google, Inc. (“Google”) submit this Request for Oral Hearing on the instituted grounds of unpatentability for claims 2-4, 6, 7, 9, 11-13, 15-18, 20, 21, 23, 24, 27-29, 31, and 33-36 (all of the instituted claims) of U.S. Patent No. 8,336,772 under 35 U.S.C. § 101 and associated issues. To account for the expected number of counsel (including litigation counsel in related district court proceedings) and party

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<sup>1</sup> The challenge to claims 9 and 21 based on 35 U.S.C. § 101 in CBM2015-00132 has been consolidated with this proceeding.

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representatives, Petitioners respectfully request that the Oral Hearing for this proceeding take place in Courtroom A. In the event Courtroom A is not available, Petitioners respectfully request audio equipment enabling access to the Oral Hearing through a teleconference so that non-arguing counsel and/or party representatives may observe the Oral Hearing via teleconference. The Board has already scheduled the Oral Hearing in this proceeding for July 18, 2016, along with Oral Hearings in CBM2015-00123, CBM2015-00124, CBM2015-00127, CBM2015-00130, and CBM2015-00131, proceedings which were filed by Apple and involve related patents. *See* CBM2015-00123, Paper 8 at 6; CBM2015-00130, Paper 10 at 6; CBM2015-00133, Paper 10 at 2. Petitioners respectfully request that the oral arguments for all of these proceedings relating to the Smartflash patents that are scheduled for July 18, 2016 be grouped and presented together in one Oral Hearing. Petitioners further respectfully request equal amounts of argument time for Petitioners and for Patent Owner, and respectfully proposes one hour of argument time for Petitioners and one hour of argument time for Patent Owner in connection with the foregoing proceedings.

Dated: June 13, 2016

Respectfully submitted,

By: /J. Steven Baughman/  
J. Steven Baughman (lead counsel)  
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## CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing PETITIONER'S REQUEST FOR ORAL HEARING was served on June 13, 2016, to the following counsel via e-mail, pursuant to the parties' agreement concerning service:

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/s/ Sharon Lee  
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