UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IBG LLC; INTERACTIVE BROKERS LLC; TRADESTATION GROUP, INC.; and TRADESTATIONS SECURITIES, INC. Petitioners

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC. Patent Owner

Case CBM2016-00054 Patent 7,693,768

PETITIONERS' REQUEST FOR ORAL ARGUMENT

Mail Stop "Patent Board" Patent Trial and Appeal Board U.S. Patent and Trademark Office P.O. Box 1450 Alexandria, VA 22313-1450

DOCKET

A L A R M Find authenticated court documents without watermarks at <u>docketalarm.com</u>.

Pursuant to 37 C.F.R. § 42.70 and the Board's October 18, 2016 Scheduling Order (Paper 11), Petitioners respectfully request oral argument, which is currently scheduled for June 23, 2017, on the issues raised in the Petition for *Inter Partes* Review of U.S. Patent 7,693,768 ("the '768 patent"), Patent Owner's Response, and Petitioners' Reply to Patent Owner's Response.

The issues to be argued are:

- The construction of certain terms of the '768 patent;
- The instituted grounds of unpatentability, namely:
 - whether claims 1-23 of the '768 patent are directed to patent-ineligible subject matter under 35 U.S.C. § 101;
 - whether claims 1-13, 15, 16, 18, and 21-23 of the '768 patent are unpatentable under 35 U.S.C. § 103 over TSE and Belden; and
 - whether claims 14, 17, 19, and 20 of the '768 patent are unpatentable under 35 U.S.C. § 103 over TSE, Belden, and Cooper;
- Any issues identified in Patent Owner's Request for Oral Argument;
- Rebuttal to Patent Owner's presentation on all matters;
- Any other issues raised in papers filed in this proceeding, including issues raised in papers yet to be filed, such as Motions to Exclude; and

U.S. Patent No. 7,693,768

• Any other outstanding motions and pleadings, and other issues that the Board deems necessary for issuing a Final Written Decision.

Petitioners request the ability to use audio visual equipment to display possible demonstratives and exhibits, including the use of an Elmo, a computer, a projector, and a screen.

> Respectfully submitted, STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

> > /Richard M. Bemben/

Richard M. Bemben, Reg. No. 68,658 Attorney for Petitioners

Date: May 24, 2017

DOCKF.

1100 New York Avenue, N.W. Washington, D.C. 20005 (202) 371-2600

CERTIFICATION OF SERVICE

The undersigned hereby certifies that a true and correct copy of the

foregoing PETITIONERS' REQUEST FOR ORAL ARGUMENT was served

electronically via e-mail on May 24, 2017, in its entirety on the following:

Leif R. Sigmond, Jr. (Lead Counsel) <u>sigmond@mbhb.com</u> Cole B. Richter (Back-up Counsel) <u>richter@mbhb.com</u> Michael D. Gannon (Back-up Counsel) <u>gannon@mbhb.com</u> Jennifer M. Kurcz (Back-up Counsel) <u>kurcz@mbhb.com</u> MCDONNELL, BOEHNEN, HULBERT & BERGHOFF LLP

Steven F. Borsand (Back-up Counsel) <u>tt-patent-cbm@tradingtechnologies.com</u> Jay Q. Knobloch (Back-up Counsel) <u>jay.knobloch@tradingtechnologies.com</u> Trading Technologies International, Inc.

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Richard M. Bemben/

Richard M. Bemben, Reg. No. 68,658 Attorney for Petitioners

Date: May 24, 2017

1100 New York Avenue, N.W. Washington, D.C. 20005 (202) 371-2600

5343364_1.docx

DOCKET