UNITED STATES PATENT AND TRADEMARK OFFICE

# BEFORE THE PATENT TRIAL AND APPEAL BOARD

## CARDIOCOM, LLC

Petitioner

v.

#### ROBERT BOSCH HEALTHCARE SYSTEMS, INC.

Patent Owner

Case IPR2013-00451 Patent No. 7,587,469

## PATENT OWNER'S REQUEST FOR ORAL ARGUMENT PURSUANT TO 37 C.F.R. §42.70

**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(a), Patent Owner, Robert Bosch Healthcare Systems, Inc. ("Bosch") hereby requests oral argument currently scheduled for September 9, 2014, in the present *inter partes* review proceeding. Bosch specifies the following issues to be argued:

 Whether Petitioner has met its burden to prove that a person of ordinary skill would have combined the teachings of Cohen (Exhibit 1002) and Wahlquist (Exhibit 1003), as alleged in the Petition;

2. Whether Petitioner has met its burden to prove that a person of ordinary skill would have combined the teachings of Cohen, Wahlquist, Neumann (Exhibit 1004), and Jacobs (Exhibit 1005), as alleged in the Petition;

3. Whether Petitioner's expert applied a proper methodology in his obviousness analysis;

4. Whether claims 1, 2, and 5-10 of US Patent No. 7,587,469 (the "469 Patent") (Exhibit 1001) are obvious over Cohen and Wahlquist;

5. Whether claims 1, 2, and 5-10 of the '469 Patent are obvious over Cohen, Wahlquist, Neumann, and Jacobs;

6. The appropriate construction to be given the disputed claim terms;

7. Reply to any arguments raised in the Petitioner's Reply;

Response to any issues specified by Petitioner in its request for 8. oral argument;

9. Whether Bosch's Motion to Exclude should be granted;

10. Response to Petitioner's presentation on all matters; and

11. Any other issues briefed or presented by the parties throughout this trial.

> Respectfully submitted, **ORRICK, HERRINGTON & SUTCLIFFE LLP**

Dated: July 30, 2014

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By: /Don Daybell/ Don Daybell Reg. No. 50,877 Attorney for Patent Owner

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#### CERTIFICATION OF SERVICE (37 C.F.R. § 42.6(e))

The undersigned hereby certifies that the above-captioned "PATENT

## **OWNER'S REQUEST FOR ORAL ARGUMENT PURSUANT TO 37 C.F.R.**

§42.70" was served in its entirety on July 30, 2014, upon the following parties via

e-mail:

Counsel for Petitioner

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> By: /Karen Johnson/ Karen Johnson