

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
TWITTER, INC., AND YELP INC.,
Petitioners,

v.

EVOLUTIONARY INTELLIGENCE, LLC,
Patent Owner.

Case IPR2014-00086

Case IPR2014-00812

Patent 7,010,536

PETITIONERS' REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a), requiring a separate paper requesting oral argument and specifying issues to be argued, Petitioner Apple Inc. respectfully submits this joint Request for Oral Argument on behalf of Apple and Petitioners Twitter, Inc., and Yelp Inc. As specified in the Board's April 25, 2014 Scheduling Order in IPR2014-00086 (Paper 9), Oral Argument is scheduled for January 6, 2015.

Petitioners request 45 minutes of argument time for themselves and 45 minutes of argument time for Patent Owner to address the following issues:

- Grounds for which *inter partes* review was instituted as to claims 2-12, 14, and 16 of the '536 patent and any issue raised in the Board's Institution Decision (Paper 8).
- Any issue addressed in Petitioners' papers, including but not limited to the Petition (Paper 1) and Petitioners' Reply Brief (Paper 28).
- Rebuttal to Patent Owner's presentation on all matters, including the issues listed above and any issues raised in Patent Owner's Response (Paper 20), Patent Owner's Motion for Observations on Cross-Examination (if any), or Patent Owner's Motion to Exclude (if any).

Petitioners request permission to use audio/visual equipment to display demonstrative exhibits, including a projector and screen for Power Point or PDF slides.

IPR2014-00086 & -00812

Dated: December 5, 2014

Respectfully Submitted,

/s/Jeffrey P. Kushan
Jeffrey P. Kushan
Registration No. 43,401
Sidley Austin LLP
1501 K Street NW
Washington, DC 20005
Attorney for Petitioner Apple

CERTIFICATE OF SERVICE

I hereby certify that on this 5th day of December, 2014, a copy of this Petitioners' Request for Oral Argument has been served in its entirety by electronic mail on the following counsel of record for Patent Owner and for Petitioners Yelp and Twitter:

Patent Owner:

Anthony Patek
Gutride Safier LLP
835 Douglass Street
San Francisco, CA 94114
anthony@gutridesafier.com
pto@gutridesafier.com

Todd Kennedy
Gutride Safier LLP
835 Douglass Street
San Francisco, CA 94114
todd@guttridesafier.com

Petitioners Yelp and Twitter

Vaibhav P. Kadaba
Kilpatrick Townsend & Stockton LLP
1100 Peachtree Street NE, Suite 2800
Atlanta, GA 30309-4528
wkadaba@kilpatricktownsend.com

Dated: December 5, 2014

Respectfully submitted,

/Jeffrey P. Kushan/

Jeffrey P. Kushan

Reg. No. 43,401

Attorney for Petitioner Apple