Filed on behalf of Invensys Systems, Inc.

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# UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICRO MOTION, INC.

Petitioner

v.

INVENSYS SYSTEMS, INC.

Patent Owner

Case IPR 2014-00393

U.S. Patent No. 7,571,062

Issue Date: August 4, 2009

Title: DIGITAL FLOWMETER

# PATENT OWNER'S REQUEST FOR ORAL ARGUMENT UNDER 35 U.S.C. § 316(a)(10) AND C.F.R. § 42.70(a)

DOCKET

Pursuant to 37 C.F.R. 42.70(a), Patent Owner, INVENSYS SYSTEMS, INC., requests oral argument on the issues set forth below at a place and time set by the Board. Oral argument is presently scheduled for March 12, 2015 (Paper No. 17, "Scheduling Order").

To allow for a complete review of the issues presented in this proceeding, Patent Owner requests at least 90 minutes of total argument time for the three IPRs to be argued at Oral Argument (IPR2014-00390, IPR2014-00392, and IPR2014-00393). Patent Owner additionally requests permission to use audio-visual display equipment to present demonstratives, including a projector and screen for computer-generated slides.

This filing is timely, being submitted no later than DUE DATE 4, according to the Scheduling Order.

#### Issue to be Presented by Patent Owner at Oral Argument

- 1. Claims 1 and 29 are patentable over Romano (Exhibit 1006).
- 3. Petitioner's improper Reply evidence and argument.

4. Rebuttal to Petitioner's presentation on all matters including the issues listed above.

Case IPR 2014-00393 U.S. Patent No. 7,571,062

Dated: February 2, 2015

Respectfully submitted,

#### **DLA PIPER LLP**

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## LEAD COUNSEL FOR PATENT OWNER

### **CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a true copy of the foregoing instrument was served on Petitioner, Micro Motion, Inc., by emailing a copy to counsel at the email addresses listed below:

> Andrew S. Baluch Jeffrey N. Costakos Angela Murch Michelle Moran Linda Hansen FOLEY & LARDNER LLP <u>WASH-Abaluch-PTAB@foley.com</u> <u>jcostakos@foley.com</u> <u>AMurch@foley.com</u> <u>MMoran@foley.com</u>

Dated: February 2, 2015

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