

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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CISCO SYSTEMS, INC., CIENA CORPORATION,  
CORIANT OPERATIONS, INC., CORIANT (USA) INC., AND  
FUJITSU NETWORK COMMUNICATIONS, INC.  
Petitioner

v.

CAPELLA PHOTONICS, INC.  
Patent Owner

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Case IPR2014-01166<sup>1</sup>  
Patent RE42,368

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**PATENT OWNER CAPELLA PHOTONICS, INC.’S  
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

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<sup>1</sup> Case IPR2015-00816 has been joined with this proceeding.

Pursuant to 37 C.F.R. § 42.70 and the Board's January 30, 2015 Scheduling Order (Paper 9), Patent Owner Capella Photonics, Inc. respectfully requests oral argument, which is currently scheduled for November 5, 2015. Because they involve related patents and identical prior art, Patent Owner requests the oral argument for the instant case be consolidated with the oral argument for IPR2014-01276, that there be one transcript, and that each party be given one hour total for the consolidated argument.

Patent Owner specifies the following issues to be argued:

1. The patentability of claims 1–6, 9–13, and 15–22 over the applied art;
2. Any issues specified by Petitioner in its Request for Oral Argument;
3. Rebuttal to Petitioner's presentation on all matters; and
4. Any other outstanding motions and pleadings, and other issues that the Board deems necessary for issuing a Final Written Decision.

Patent Owner requests the ability to use audio visual equipment to display possible demonstratives and exhibits, including the use of a computer, projector, and screen.

Date: September 18, 2015

Respectfully submitted

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

/Jason D. Eisenberg/

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**CERTIFICATE OF SERVICE (37 C.F.R. § 42.6(e))**

The undersigned hereby certifies that the foregoing **PATENT OWNER**  
**CAPELLA PHOTONICS, INC.'S REQUEST FOR ORAL ARGUMENT** was  
served electronically via e-mail in its entirety on September 18, 2015 upon the  
following counsel for Petitioner:

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Date: September 18, 2015

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