

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG ELECTRONICS CO., LTD.,
SAMSUNG ELECTRONICS AMERICA, INC.,
SAMSUNG TELECOMMUNICATIONS AMERICA, LLC,
CISCO SYSTEMS, INC., and AVAYA, INC.,
Petitioner,

v.

STRAIGHT PATH IP GROUP, INC.,
Patent Owner.

Case IPR2014-01366¹ (Patent 6,108,704 C1)
Case IPR2014-01367² (Patent 6,009,469 C1)
Case IPR2014-01368³ (Patent 6,131,121 C1)

Before KALYAN K. DESHPANDE, TRENTON A. WARD, and
BART A. GERSTENBLITH, *Administrative Patent Judges*.

DESHPANDE, *Administrative Patent Judge*.

ORDER
Trial Hearing
37 C.F.R. § 42.70

¹ IPR2015-01011 has been joined with this proceeding.

² IPR2015-01007 has been joined with this proceeding.

³ IPR2015-01006 has been joined with this proceeding.

IPR2014-01366 (Patent 6,108,704 C1)
IPR2014-01367 (Patent 6,009,469 C1)
IPR2014-01368 (Patent 6,131,121 C1)

In the Scheduling Order dated March 6, 2015 (Paper 13), oral argument was scheduled to be held on November 19, 2015, if requested by the parties. Petitioner has requested oral argument. Paper 36.⁴ The request is *granted*.

Each party will have a total of 90 minutes of oral argument time for IPR2014-01366, IPR2014-01367, and IPR2014-01368, the 90 minutes to be divided among the three cases as desired. The oral argument will commence at 1:00 PM Eastern Time, on Thursday, November 19, 2015. The Board will provide a court reporter for the oral argument and the reporter's transcript will constitute the official record of the oral argument. The hearing transcript will be entered in the record of this proceeding.

Petitioner bears the ultimate burden of proof that Patent Owner's patent claims at issue are unpatentable. Therefore, at oral argument, Petitioner will proceed first to present its case with respect to the challenged patent claims and grounds with respect to which the Board instituted trial. Petitioner may reserve some of its argument time for use in further presentation after Patent Owner has responded to Petitioner's initial presentation.

Patent Owner will respond to Petitioner's initial presentation, having available to it the entirety of its allotted argument time. Thereafter, Petitioner may make use of the time it has reserved, to rebut Patent Owner's presentation.

⁴ All citations are to IPR2014-01366 unless otherwise noted. Petitioner has filed similar papers in IPR2014-01367 and IPR2014-01368, and, therefore, we only provide citations to IPR2014-01366 unless otherwise noted.

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The oral argument will be open to the public for in-person attendance, on the ninth floor of Madison Building East, 600 Dulany Street, Alexandria, Virginia 22314. In-person attendance will be accommodated on a first-come, first-served basis.

Under 37 C.F.R. § 42.70(b), demonstrative exhibits must be served five business days prior to the hearing. The parties also shall provide a courtesy copy of any demonstrative exhibits to the Board at least five business days prior to the hearing by emailing them to Trials@uspto.gov. The parties shall not file any demonstrative exhibits in these proceedings without prior authorization from the Board. The parties must initiate a conference call with the Board by two business days prior to the hearing to resolve any dispute over the propriety of each party's demonstrative exhibits. Any dispute over the propriety of demonstrative exhibits that is not timely presented two business days prior to the hearing will be considered waived.

The parties are reminded that the presenter must identify clearly and specifically each demonstrative exhibit (e.g., by slide or screen number) referenced during the hearing to ensure the clarity and accuracy of the reporter's transcript. If the parties have questions as to whether demonstrative exhibits would be sufficiently visible and available to all of the judges, the parties are invited to contact the Board at 571-272-9797. The Board expects lead counsel for each party to be present at the hearing, although backup counsel may make the actual presentation, in whole or in part. Requests for audio-visual equipment are to be made 5 days in advance of the hearing date by emailing the request to Trials@uspto.gov. If the

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request is not received timely, the equipment may not be available on the day of the hearing.

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