

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
ZTE CORPORATION and ZTE (USA) INC.,
Petitioners

v.

E-WATCH, INC.,
Patent Owner

IPR2015-00412
IPR2015-01366¹
U.S. Patent No. 7,365,871 B2

PETITIONER'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

¹ IPR2015-01366 has been joined with IPR2015-00412.

Pursuant to 37 C.F.R. § 42.70(a), Petitioner hereby respectfully request oral argument in the present *inter partes* review proceedings. Petitioner specifies the following issues to be argued:

- Whether claims 1–8 and 12–14 of the '871 patent are unpatentable, under 35 U.S.C. § 103, because they would have been obvious over McNelley (Ex. 1006) and Umezawa (Ex. 1007).
- The appropriate construction to be given to the disputed claim terms;
- Reply to any arguments raised in Patent Owner's Response;
- Response to any issues specified by Patent Owner in its request for oral argument;
- Response to Patent Owner's presentation on all matters; and
- Any other issue briefed or presented by the parties throughout this trial.

Petitioner requests 60 minutes of cumulative argument time for this proceeding. In particular, Petitioner proposes that it present argument first, Patent Owner follow with its response, and that Petitioner use its remaining time for rebuttal.

DATED: December 20, 2015

By: /s/ Brian M. Buroker

Brian M. Buroker (Reg. No. 39,125)

Blair A. Silver (Reg. No. 68,003)

GIBSON, DUNN & CRUTCHER LLP

1050 Connecticut Avenue, N.W.

Washington, DC 20036-5306

Telephone: 202.955.8500

Facsimile: 202.467.0539

bburoker@gibsondunn.com

bsilver@gibsondunn.com

Attorneys for Petitioner Apple Inc.

CERTIFICATE OF SERVICE

The undersigned certifies service pursuant to 37 C.F.R. § 42.6(e) of a copy of this Request for Oral Argument by electronic mail on December 20, 2015 on the counsel of record for:

Patent Owner:

Greg Donahue, gdonahue@dpelaw.com

Robert C. Curfiss, bob@curfiss.com

David Simmons, dsimmons1@sbcglobal.net

Andrew DiNovo, adinovo@dpelaw.com

ZTE Corporation and ZTE (USA) Inc.:

Steve Moore, steve.moore@pillsburylaw.com

Richard Thill, richard.thill@pillsburylaw.com

Barry Shelton, barry.shelton@pillsburylaw.com

Brian Nash, brian.nash@pillsburylaw.com

DATED: December 20, 2015 By: /s/ Brian M. Buroker

Brian M. Buroker (Reg. No. 39,125)

Attorney for Petitioner Apple Inc.