

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.
VIRNETX INC.,
Patent Owner.

Case No. IPR2015-00870
U.S. Patent No. 8,560,705

PETITIONER'S REQUEST FOR ORAL HEARING

Pursuant to 37 C.F.R. § 42.70(a), Petitioner Apple Inc. respectfully submits this Request for an Oral Hearing. In its scheduling order, the Board has set the date of an oral hearing in this proceeding for June 27, 2016. *See* Paper 9.

Given the significant overlap of issues between IPR2015-00866, IPR2015-00868, IPR2015-00870, and IPR2015-00871 (the "866-871 proceedings"), Petitioners request that the Board authorize the parties to present their arguments for all four proceedings in a single hearing (*e.g.*, that Petitioner present its opening argument in all four proceedings, followed by Patent Owner's arguments in all four proceedings, and Petitioner's responsive arguments in all four proceedings).

The 866-871 proceedings also share a substantial overlap with the issues presented in IPR2015-00810, IPR2015-00811, and IPR2015-00812 (the "810-812 proceedings"), whose Oral Hearings are scheduled for June 8, 2016. Petitioner agrees to focus any presentation on June 27 on the issues unique to the 866 -871 proceedings as compared to the 810-812 proceedings. *See Apple Inc. v. VirnetX Inc.*, IPR2014-00481, Paper 29 at 2 (May 11, 2015) (ordering a hearing on "related but distinct issues from [] prior hearings on [] commonly owned patents"). As such, Petitioner requests 30 minutes of total argument time for each party.

Dated: May 23, 2016

Respectfully Submitted,

/Jeffrey P. Kushan/
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SIDLEY AUSTIN LLP

IPR2015-00870

Petitioner's Request for Oral Hearing

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that on this 23rd day of May, 2016, I caused to be served a true and correct copy of the foregoing and any accompanying exhibits by e-mail on the following counsel:

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Dated: May 23, 2016

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