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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COALITION FOR AFFORDABLE DRUGS II LLC
Petitioner

v.

NPS PHARMACEUTICALS, INC.
Patent Owner

Case No. IPR2015-01093
Patent No. 7,056,886

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a), the Coalition for Affordable Drugs II LLC (“Petitioner”) respectfully requests oral argument before the Patent Trial and Appeal Board. Petitioner requests oral argument to discuss the issues raised in the parties’ filings in the pending *inter parties* review, including but not limited to, the following items:

1. Whether claims 1-27, 33-35, 38, and 45 are unpatentable under 35 U.S.C. § 103(a) as obvious over the combination of Drucker ’379, Kornfelt, and Osterberg.
2. Whether claims 31, 32, and 44 are unpatentable under 35 U.S.C. § 103(a) as obvious over the combination of Drucker ’379, Kornfelt, Osterberg, and Munroe.
3. Whether claims 36 and 37 are unpatentable under 35 U.S.C. § 103(a) as obvious over the combination of Drucker ’379, Kornfelt, Osterberg, and Drucker ’574.
4. Whether claims 39 and 40 are unpatentable under 35 U.S.C. § 103(a) as obvious over the combination of Drucker ’379, Kornfelt, Osterberg, and Holthuis.
5. Rebuttal to Patent Owner’s presentation on issues or arguments raised by the Patent Owner in the Patent Owner’s Response (Paper 31) and subsequent Patent Owner’s representations to the Board.

6. Any other issue related to invalidity issues that the Board deems necessary for issuing a final written decision.

The Board has currently scheduled oral argument for June 23, 2016. *See* Paper 27, p. 6. Petitioner requests clarification on the timing and logistics of the oral argument as the Board issued a consolidated Scheduling Order for both IPR2015-01093 and IPR2015-00990.

Additionally, Petitioner requests permission to use audio/visual equipment to display demonstratives and exhibits.

This request is timely filed by Due Date 4 pursuant to the parties' Notice of Stipulation Regarding Scheduling Order filed February 17, 2016 (Paper 37).

No fees are required for filing this request; however, the Commissioner is authorized to charge any additional fees which may be required, or credit any overpayment, to Deposit Account No. 13-2725.

Respectfully submitted,

Date: May 18, 2016

By: /s/ Matthew L. Fedowitz
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Counsel for Petitioner

Certification of Service

Pursuant to 37 C.F.R § 42.6, the undersigned hereby certifies that a copy of this PETITIONER'S REQUEST FOR ORAL ARGUMENT has been served on May 18, 2016 by email on counsel of record for the Patent Owner as follows:

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Respectfully submitted,

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