

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COSTCO WHOLESALE CORPORATION,

Petitioner,

v.

ROBERT BOSCH LLC,

Patent Owner.

CASE NO. IPR2016-00041

U.S. Patent No. 8,099,823

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70 and the Board's Order dated April 25, 2016 (Paper 21), Patent Owner Robert Bosch LLC ("Patent Owner") respectfully submits this Request for Oral Argument. The Board has currently scheduled the oral hearings on January 18, 2017 for six IPRs filed by Petitioner (IPR2016-00034, -00036, -00038, -00039, -00040, and -00041). While some overlaps exist between these proceedings, the differences between them are not insubstantial. Accordingly, Patent Owner requests 90 minutes during which to present its arguments for the six IPRs.

Patent Owner identifies the following issues to be argued at the hearing:

- IPR2016-00034
 - The patentability of claim 1 of U.S. Patent No. 6,973,698 on the instituted grounds and issues briefed with respect thereto;
 - Patent Owner's Motion to Exclude; and
 - Patent Owner's List of Petitioner's Improper Reply Arguments.
- IPR2016-00036
 - The patentability of claims 13, 17, and 18 of U.S. Patent No. 6,944,905 on the instituted ground and issues briefed with respect thereto;
 - Patent Owner's Motion to Exclude; and
 - Patent Owner's List of Petitioner's Improper Reply Arguments.

- IPR2016-00038
 - The patentability of claims 1, 2, and 8 of U.S. Patent No. 6,292,974 on the instituted grounds and issues briefed with respect thereto;
 - Patent Owner's Motion to Exclude; and
 - Patent Owner's List of Petitioner's Improper Reply Arguments.

- IPR2016-00039
 - The patentability of claims 1, 12, and 14 of U.S. Patent No. 7,228,588 on the instituted grounds and issues briefed with respect thereto;
 - Patent Owner's Motion to Exclude; and
 - Patent Owner's List of Petitioner's Improper Reply Arguments.

- IPR2016-00040
 - The patentability of claims 1, 2, and 3 of U.S. Patent No. 7,484,264 on the instituted grounds and issues briefed with respect thereto;
 - Patent Owner's Motion to Exclude; and
 - Patent Owner's List of Petitioner's Improper Reply Arguments.

- IPR2016-00041
 - The patentability of claims 1, 6, 9, and 10 of U.S. Patent No. 8,099,823 on the instituted grounds and issues briefed with respect thereto;
 - Patent Owner's Motion to Exclude; and
 - Patent Owner's List of Petitioner's Improper Reply Arguments.
- Any issues identified in Petitioner's Request for Oral Argument; and
- Any other issues the Board deems necessary for issuing a final written decision.

DATED: December 13, 2016

Respectfully submitted,

Shearman & Sterling LLP

/Patrick R. Colsher/

Patrick R. Colsher (Reg. No. 74,955)

Mark A. Hannemann (*pro hac vice*)

Joseph M. Purcell, Jr. (*pro hac vice*)

599 Lexington Ave

New York, NY 10022

Tel: (212) 848-7708

Counsel for Patent Owner

Robert Bosch LLC

Certificate of Service

The undersigned hereby certifies that the foregoing PATENT OWNER'S REQUEST FOR ORAL ARGUMENT was served via electronic mail on December 13, 2016, on the following counsel for Petitioner:

Richard M. Koehl (richard.koehl@hugheshubbard.com)
James R. Klaiber (james.klaiber@hugheshubbard.com)
David E. Lansky (david.lansky@hugheshubbard.com)
Stefanie Lopatkin (stefanie.lopatkin@hugheshubbard.com)
James Dabney (james.dabney@hugheshubbard.com)

/Patrick R. Colsher/

Patrick R. Colsher
Reg. No. 74,955
Shearman & Sterling LLP
599 Lexington Ave
New York, NY 10022
Tel: (212) 848-7708

*Counsel for Patent Owner
Robert Bosch LLC*