

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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KOITO MANUFACTURING CO., LTD,  
Petitioner,

v.

ADAPTIVE HEADLAMP TECHNOLOGIES, INC.,  
Patent Owner.

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Case IPR2016-00079  
Patent 7,241,034 C1

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Before MICHAEL P. TIERNEY, RAMA G. ELLURU, and  
SCOTT C. MOORE, *Administrative Patent Judges*.

MOORE, *Administrative Patent Judge*.

ORDER GRANTING REQUESTS FOR ORAL ARGUMENT  
*37 C.F.R. § 42.70*

On November 30, 2016, Petitioner and Patent Owner filed requests for oral argument in the above-captioned proceeding. Papers 20, 21. Each party has requested one hour for oral argument. *See id.*

The parties' requests for oral argument are *granted*. The hearing will commence on January 11, 2017, at 1 PM Eastern Time, on the ninth floor of Madison Building East, 600 Dulany Street, Alexandria, Virginia. The hearing will be open to the public. In-person attendance will be accommodated on a first come, first served basis. The Board will provide a court reporter for the hearing and the reporter's transcript will constitute the official record of the hearing.

Each party will have 60 minutes of total time to present its arguments. Petitioner bears the ultimate burden of proof, and will thus proceed first to present its arguments as to the challenged claims. Petitioner may reserve rebuttal time, if desired. Next, Patent Owner will respond to Petitioner's arguments. After Patent Owner concludes its presentation, Petitioner may present rebuttal arguments if it has reserved time to do so. Such arguments must be responsive to, and may not exceed the scope of, Patent Owner's arguments.

Pursuant to 37 C.F.R. § 42.70(b), the parties shall serve any demonstrative exhibits upon each other at least seven (7) business days prior to the hearing. The parties also shall provide the demonstrative exhibits to the Board at least five (5) business days prior to the hearing by emailing them to [Trials@uspto.gov](mailto:Trials@uspto.gov). *The parties shall not file any demonstrative exhibits in this case without our prior authorization.* 37 C.F.R. §§ 42.5(b), 42.70(b). The parties are directed to *St. Jude Medical, Cardiology Division*,

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*Inc. v. The Board of Regents of the University of Michigan*, Case IPR2013-00041, slip op. 2–5 (PTAB Jan. 27, 2014) (Paper 65), and *CBS Interactive Inc., v. Helferich Patent Licensing, LLC*, Case IPR2013-00033, slip op. at 2–4 (PTAB Oct. 23, 2013) (Paper 118), for guidance regarding the appropriate content of demonstrative exhibits. To aid in the preparation of an accurate transcript, each party shall provide paper copies of its demonstratives to the court reporter on the day of the oral hearing. Such paper copies shall *not* become part of the record of this proceeding.

Any requests regarding special equipment or needs, such as for audiovisual equipment, must be submitted via e-mail to [Trials@uspto.gov](mailto:Trials@uspto.gov). *Requests for special equipment will not be honored unless presented in a separate communication directed to the identified email address not less than five (5) business days before the hearing.*

The parties are advised that at least one member of the panel may participate in the hearing remotely. If a demonstrative is not provided to the Board in the manner indicated above, that demonstrative may not be available to each of the judges during the hearing, and may not be considered. The parties are further advised that images projected using audiovisual equipment in Alexandria may not be visible to panel members who are attending remotely.

Because of limitations of the audio transmission systems in our hearing rooms, the presenter may speak only when standing at the hearing room lectern. The parties also are reminded that the presenter must identify clearly and specifically each demonstrative exhibit (e.g., by slide or screen number), paper, or exhibit referenced during its argument in order to allow

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each judge to follow the presenter's arguments and ensure the clarity and accuracy of the reporter's transcript.

The parties also are granted leave to use laptop computers at the counsel table. The parties, however, are cautioned that counsel may not use laptops to make or transmit audio or visual recordings of the proceeding, or to communicate with individuals outside of the hearing room. Laptops may not be connected to the Internet (including via cellular modem) during the hearing.

For PETITIONER:

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