

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION,
Petitioner

v.

BRADIUM TECHNOLOGIES LLC,
Patent Owner

CASE IPR2016-00449
Patent 8,924,506 B2

**PATENT OWNER BRADIUM TECHNOLOGIES LLC'S
REQUEST FOR ORAL ARGUMENT UNDER 37 C.F.R. § 42.70**

**PATENT OWNER'S REQUEST FOR
ORAL ARGUMENT UNDER 37 C.F.R. § 42.70**

Pursuant to the Board's Scheduling Order dated July 27, 2016 (Paper 10), and Petitioner and Patent Owner's Stipulation to Modify Due Date 4 dated March 15, 2017 (Paper 36), Patent Owner Bradium Technologies LLC ("Bradium") respectfully requests oral argument.¹ DUE DATE 7 (Oral argument) is currently scheduled for April 18, 2017.

Pursuant to 37 C.F.R. § 42.70(a), Bradium intends to argue the following issues:

1. Any issues addressed by Patent Owner in IPR2016-00449, including in the Patent Owner Response (Paper 16)² and Patent Owner's Motion for Observations. In particular, as to the patentability of claims 1–21 of United States Patent No. 8,924,506, whether claims 1–21 are obvious under 35 U.S.C. § 103(a) over the combination of Reddy and Hornbacher.
2. Any issues properly raised by Petitioners in IPR2016-00449, including in the Petition (Paper 1) and Petitioner's Reply (Paper 31).
3. Rebuttal to issues raised by Petitioner.
4. Patent Owner's motion to exclude.

¹ On a March 6, 2017 telephone conference that the Board held with the parties, Bradium informed the Board that it intended to request oral argument, and requested that DUE DATE 4 be moved to March 22, 2017.

² The public redacted version of Patent Owner's Response is Paper No. 17.

5. To the extent necessary, any motion to expunge or strike, or any related motion, filed by Patent Owner regarding Exhibit 1017 (Yonatan Lavi Declaration) and Petitioner's papers and exhibits that rely on Exhibit 1017.
6. Any motion to exclude evidence by Petitioner.

Bradium requests 60 minutes per side of oral argument in consolidated hearing for IPR2016-00448 and IPR2016-00449.³ Bradium also requests the ability to use audio/visual equipment to display demonstrative exhibits, including the use of an Elmo/digital projector and screen for projection of electronic and paper materials.

³ The Board has also set April 18, 2017 as DUE DATE 7 (Oral argument) in IPR2016-00448 for U.S. Patent No.7,908,343. (IPR2016-00448 Paper 10 at 6.) In accordance with the Board's Scheduling Orders, Patent Owner's request for argument time encompasses both *inter partes* review proceedings for a total of 60 minutes.

Dated: March 22, 2017

/Chris J. Coulson/

Chris J. Coulson (Reg. No. 61,771)

Lead Counsel for Patent Owner

ANDREWS KURTH KENYON LLP

One Broadway

New York, NY 10004-1007

Tel.: (212) 425-7200

Fax: (212) 425-5288

chriscoulson@andrewskurthkenyon.com

Michael Zachary (admitted *pro hac vice*)

Clifford Ulrich (Reg. No. 42,194)

Attorneys for Bradium Technologies LLC

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on March 22, 2017, the foregoing *Patent Owner's Request for Oral Argument* were served via electronic mail upon the following counsel of record for the Petitioner:

Chun M. Ng (Reg. No. 36,878)
Matthew Bernstein (*pro hac vice*)
Patrick McKeever (Reg. No. 66,019)
Vinay Sathe (Reg. No. 55,595)
Evan S. Day (*pro hac vice*)
PerkinsServiceBradiumIPR@perkinscoie.com

/Chris J. Coulson /

Chris J. Coulson (Reg. No. 61,771)
Lead Counsel for Patent Owner
ANDREWS KURTH KENYON LLP
One Broadway
New York, NY 10004-1007
Tel.: (212) 425-7200
Fax: (212) 425-5288
chriscoulson@andrewskurthkenyon.com