

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.
Petitioner

v.

VOIP-PAL.COM, INC.
Patent Owner

Case No. IPR2016-01198
Patent 9,179,005

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to the Board's November 21, 2016, Scheduling Order (Paper 7), Petitioner respectfully requests oral argument for the trial currently scheduled on July 20, 2017. Petitioner notes that oral argument for this IPR is scheduled on the same date as the oral argument for IPR2016-01201, for which Petitioner is filing a similar request for oral argument. Petitioner respectfully submits that due to the overlap between these two IPRs combining the oral argument into one hearing would be more efficient than holding two separate hearings. Pursuant to 37 C.F.R. § 42.70(a), Petitioner requests a total of one hour of time for an oral argument addressing both IPRs as well as Patent Owner's attempts to establish an actual reduction to practice. Petitioner further specifies the following issues, without intent to waive consideration of any issue not requested, to be argued for this proceeding:

- I. Whether claims 1, 24-26, 49-50, 73-79, 83-84, 88-89, 92, 94-96, and 98-99 of the '005 Patent are obvious over U.S. Patent No. 7,486,684 to Chu, et al. ("Chu '684") in view of U.S. Patent No 8,036,366 to Chu ("Chu '366");
- II. Whether claims 1, 24-26, 49-50, 73-79, 83-84, 88-89, 92, 94-96, and 98-99 of the '005 Patent are obvious over Chu '684 in view of U.S. Patent Publication No. 2007/00644919 to Chen, et al. ("Chen");
- III. Whether Voip-Pal has met its burden for establishing an actual reduction to practice for purposes of antedating Chu '366.
- IV. Whether Voip-Pal has met its burden for establishing an actual reduction to practice for purposes of antedating Chen.

- V. Whether any evidence should be excluded pursuant Voip-Pal's objections as set forth in Voip-Pal's not yet filed Motion to Exclude.

Respectfully submitted,

Date: June 14, 2017

/s/ Adam P. Seitz

Adam P. Seitz, Reg. No. 52,206
Eric A. Buresh, Reg. No. 50,394
ERISE IP, P.A.
6201 College Blvd., Suite 300
Overland Park, KS 66211
(913) 777-5600 Phone
(913) 777-5601 Fax
eric.buresh@eriseip.com
adam.seitz@eriseip.com

Paul R. Hart, Reg. No. 59,646
ERISE IP, P.A.
5600 Greenwood Plaza Blvd., Suite 200
Greenwood Village, CO 80111
(913) 777-5600 Phone
(913) 777-5601 Fax
paul.hart@eriseip.com

ATTORNEYS FOR PETITIONER

CERTIFICATE OF SERVICE

The undersigned certifies that on June 14, 2017, a true and correct copy of this PETITIONER'S REQUEST FOR ORAL HEARING was served upon the following counsel for Petitioners, via the email correspondence address of record:

Kerry Taylor, Reg. No. 43,947
2kst@knobbe.com
John M. Carson, Reg. No. 34,303
2jmc@knobbe.com
Knobbe, Martens, Olson & Bear, LLP
2040 Main Street, 14th Floor
Irvine, CA 92614
858-707-4000 Phone
858-707-4001 Fax

Respectfully submitted,

BY: /s/ Adam P. Seitz
Adam P. Seitz, Reg. No. 52,206

ATTORNEY FOR PETITIONER