

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Canon Inc., *et al.*,
Petitioners

v.

Papst Licensing GMBH & CO. KG,
Patent Owner

Case No: IPR2016-01211
U.S. Patent No. 8,504,746

JOINT REQUEST FOR ORAL ARGUMENT

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 42.70(a), Patent Owner Papst Licensing GMBH & CO. KG and Petitioners Canon Inc.; Canon U.S.A., Inc.; Canon Financial Services, Inc.; FUJIFILM Corporation; FUJIFILM Holdings America Corporation; FUJIFILM North America Corporation; JVC KENWOOD Corporation; JVCKENWOOD USA Corporation; Nikon Corporation; Nikon Inc.; Olympus Corporation; Olympus America Inc.; Panasonic Corporation; Panasonic Corporation of North America; Samsung Electronics Co., Ltd.; Samsung Electronics America, Inc.; and joined Petitioners LG Electronics Mobilecomm USA, Inc.; LG Electronics USA, Inc.; LG Electronics, Inc.; Huawei Device (Dongguan) Co., Ltd.; Huawei Device Co., Ltd.; Huawei Device USA; Huawei Technologies Co., Ltd; Huawei Technologies USA, Inc.; and Apple Inc. hereby jointly request an opportunity to present oral argument regarding the patentability of the instituted claims of U.S. Patent No. 8,504,746 (“the ’746 patent”).

Between these parties, there are a total of eight IPRs involving the ’746 patent and U.S. Patent No. 8,966,144 (“the ’144 patent”) with oral argument dates scheduled for either September 13 or 14, 2017. The Scheduling Order for IPR2016-01199, IPR2016-01212, IPR2016-01214, IPR2016-01216, and IPR2016-01225 relating to the ’144 patent sets any oral argument for September 13, 2017, and the Scheduling Orders for IPR2016-01200, IPR2016-01211, and IPR2016-01213 regarding the ’746 patent set any oral argument for September 14, 2017.

Such a schedule will require the Board and the parties to address the same primary prior art references (*i.e.*, Kawaguchi, Aytac, McNeill, and Yamamoto) on different days.

The parties believe oral argument can proceed more efficiently by grouping the IPRs so that the same primary prior art references are addressed the same day. Consequently, the parties propose that oral argument proceed as follows:

Hearing on September 13, 2017

- Argument on IPR2016-01211, IPR2016-01212, and IPR2016-01216 (“the Kawaguchi IPRs”) (one hour per side, collectively, for all three IPRs).
- Argument on IPR2016-01225 (“the McNeill IPR”) (30 minutes per side).

Hearing on September 14, 2017

- Argument on IPR2016-01199 and IPR2016-01200 (“the Aytac IPRs”) (45 minutes per side, collectively, for both IPRs).
- Argument on IPR2016-01213 and IPR2016-01214 (“the Yamamoto IPRs”) (45 minutes per side, collectively, for both IPRs).

The parties request (without waiving consideration of any issue not listed below) that the oral hearing for IPR2016-01211 address the following issue:

- The patentability of the instituted claims based on combinations of references that include Kawaguchi.

The parties request to use audio/visual equipment to display demonstrative exhibits, including the use of a projector and screen for a PowerPoint display. In

accordance with the Trial Practice Guide, 77 Fed. Reg. at 48768, Patent Owner will contact the Board Trial Division paralegal to discuss this request.

Dated: August 7, 2017

Respectfully submitted,

/Nicholas T. Peters/

Nicholas T. Peters (Reg. No. 53,456)
LEAD COUNSEL FOR PATENT OWNER

/David M. Maiorana/

David M. Maiorana (Reg. No. 41,449)
ATTORNEY FOR CANON INC., LEAD COUNSEL
FOR PETITIONERS

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on August 7, 2017, a complete and entire copy of JOINT REQUEST FOR ORAL HEARING has been served in its entirety by e-mail on the following addresses of record for Patent Owner:

ntpete@fitcheven.com

phenkelmann@fitcheven.com

jmarinelli@fitcheven.com

nlittle@fitcheven.com

ameola@themeolafirm.com

PapstIPR@fitcheven.com

Dated: August 7, 2017

Respectfully submitted,

/David M. Maiorana/

David M. Maiorana (Reg. No. 41,449)
ATTORNEY FOR CANON INC., LEAD COUNSEL
FOR PETITIONERS