## UNITED STATES PATENT AND TRADEMARK OFFICE

## BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC., Petitioner,

v.

REALTIME DATA LLC, Patent Owner.

Case IPR2016-01737 Patent 8,880,862

## **PETITIONER'S REQUEST FOR ORAL ARGUMENT**

DOCKET

Proceeding No.: IPR2016-01737 Attorney Docket: 39521-0025IP1

Pursuant to 37 C.F.R. § 42.70(a) and the Scheduling Order (Paper 8) and PTAB's Order of October 24, 2017 (Paper 34), Petitioner submits this Request for Oral Argument on all of the instituted grounds of unpatentability of U.S. Patent No. 8,880,862, and on Patent Owner's Motion to Amend. Requests for Oral Argument in related IPR proceedings (IPR2016-01738 and IPR2016-01739) are being filed on this same day.

With regard to this particular proceeding, Petitioner requests (without waiving consideration of any issue not listed below) to address the following issues:

- Whether claims 1–4, 6–7, 13, 23–34, 47–58, 83–96, 99–100, 105–111, 113, and 116 are obvious over Sukegawa and Dye pursuant to 35 U.S.C. § 103(a);
- 2. Whether claims 1–4, 6–7, 13, 23–34, 47–58, 83–96, 99–100, 105–111, 113, and 116 are obvious over Sukegawa, Dye, and Settsu pursuant to 35 U.S.C. § 103(a);
- Whether claims 1–4, 6–7, 13, 23–34, 47–58, 83–96, 99–100, 105–111, 113, and 116 are obvious over Sukegawa, Dye, and Burrows pursuant to 35 U.S.C. § 103(a);

- 5. Whether claims 1–4, 6–7, 13, 23–34, 47–58, 83–96, 99–100, 105–111, 113, and 116 are obvious over Sukegawa, Dye, Settsu, and Zwiegincew pursuant to 35 U.S.C. § 103(a);
- Whether Patent Owner's proposed substitute claims 118-173 are unpatentable;
- 7. Any motions to exclude evidence by Patent Owner;
- 8. Rebuttal to Patent Owner's presentation on all matters; and
- Any additional issues on which the Board seeks clarification. The Board has already scheduled Oral Hearing for January 8, 2018. See PTAB's Order of October 24, 2017 (Paper 34).

Petitioner also respectfully requests the ability to use audio visual equipment to display demonstrative exhibits, including the use of a projector and screen that connects to a laptop computer. Petitioner's counsel will use a laptop computer with a VGA-type connector. In addition, Petitioner requests that an ELMO-type projector be made available for use.

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Date: December 8, 2017

/Andrew B. Patrick/ W. Karl Renner, Reg. No. 41,265 Jeremy Monaldo, Reg. No. 58,680 Andrew B. Patrick, Reg. No. 63,471 Fish & Richardson P.C. 3200 RBC Plaza, 60 South Sixth Street Minneapolis, MN 55402 T: 202-783-5070 F: 877-769-7945

Attorneys for Petitioner

Proceeding No.: IPR2016-01737 Attorney Docket: 39521-0025IP1

## **CERTIFICATE OF SERVICE**

Pursuant to 37 CFR §§ 42.6(e)(1) and 42.6(e)(4)(iii), the undersigned

certifies that on December 8, 2017, a complete and entire copy of this Petitioner's

Request for Oral Argument was provided via email to the Patent Owner by serving

the email correspondence addresses of record as follows:

Joseph F. Edell, Richard Z. Zhang, Desmond S. Jui (pro hac vice) Fisch Sigler LLP 5301 Wisconsin Avenue NW, Fourth Floor Washington, DC 20015

William P. Rothwell, Kayvan B. Noroozi (pro hac vice) Noroozi PC 2245 Texas Drive, Suite 300 Sugar Land, TX 77479

> Email: Joe.Edell.IPR@fischllp.com <u>Richard.Zhang.IPR@fischllp.com</u> <u>Desmond.Jui.IPR@fischllp.com</u> <u>William@noroozipc.com</u> <u>Kayvan@noroozipc.com</u>

> > /Diana Bradley/

Diana Bradley Fish & Richardson P.C. 3200 RBC Plaza 60 South Sixth Street Minneapolis, MN 55402 (858) 678-5667

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