

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

REALTIME DATA LLC,
Patent Owner.

Case IPR2016-01739
Patent 8,880,862

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Scheduling Order (Paper 8) and PTAB's Order of October 24, 2017 (Paper 21), Petitioner submits this Request for Oral Argument on all of the instituted grounds of unpatentability of U.S. Patent No. 8,880,862. Requests for Oral Argument in related IPR proceedings (IPR2016-01737 and IPR2016-01738) 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:

1. Whether claims 5, 35–46, and 97 are obvious over Settsu pursuant to 35 U.S.C. § 103(a);
2. Whether claims 5, 35–46, 97, 98, and 112 are obvious over Settsu and Zwiegincew pursuant to 35 U.S.C. § 103(a);
3. Whether claims 5, 35–46, and 97 are obvious over Settsu and Dye pursuant to 35 U.S.C. § 103(a);
4. Whether claims 5, 35–46, 97, 98, and 112 are obvious over Settsu, Zwiegincew, and Dye pursuant to 35 U.S.C. § 103(a);
5. Any motions to exclude evidence by Patent Owner;
6. Rebuttal to Patent Owner's presentation on all matters; and

7. 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 21).

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.

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

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

Email: Joe.Edell.IPR@fischllp.com
Richard.Zhang.IPR@fischllp.com
Desmond.Jui.IPR@fischllp.com

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