

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TWITTER, INC.,
Petitioner,

v.

VIDSTREAM LLC,
Patent Owner.

Case IPR2017-01131
Patent 8,464,304

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70, the Board's Scheduling Order dated May 14, 2018 (Paper 38), Petitioner Twitter, Inc. respectfully requests oral argument, currently scheduled for October 19, 2018. Petitioner specifies, without intent to waive consideration of any issue not requested, the following issues to be argued:

- The interpretation of certain claim limitations of U.S. Patent No. 8,464,304;
- Whether claims 1, 4, 5, and 9 of U.S. Patent No. 8,464,304 are unpatentable under 35 U.S.C. § 102 over Lahti;
- Whether claims 1, 4, 5, 8, 9, 14-16, 26, and 28 of U.S. Patent No. 8,464,304 are unpatentable under 35 U.S.C. § 103 over Lahti in combination with the Current TV references;
- Whether claim 11 of U.S. Patent No. 8,464,304 is unpatentable under 35 U.S.C. § 103 over Lahti in combination with the Current TV references and Washington;
- Whether claims 12, 13, 29, and 30 of U.S. Patent No. 8,464,304 are unpatentable under 35 U.S.C. § 103 over Lahti in combination with the Current TV references, Washington, and Franken;
- Whether claims 17, and 19-21 of U.S. Patent No. 8,464,304 are unpatentable under 35 U.S.C. § 103 over Lahti in combination with Chen and the Admitted Art;

- Whether claims 22-25 of U.S. Patent No. 8,464,304 are unpatentable under 35 U.S.C. § 103 over Lahti in combination with the Current TV references and the Admitted Art; and
- Whether to grant Petitioner's Motion To Exclude Evidence.

Petitioner reserves the right to address any arguments presented by Patent Owner and any other issues about which the Board wishes to hear argument during any oral hearing in this proceeding.

As Petitioner anticipates the Board will likely determine to consolidate oral argument for this proceeding and co-pending proceeding IPR2017-01133, Petitioner requests 60 minutes to address all issues for both proceedings.

Petitioner requests the ability to use audio visual equipment to display demonstrative exhibits, including the use of a projector and screen for PowerPoint display.

Respectfully submitted,

Dated: September 14, 2018

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CERTIFICATE OF SERVICE
IN COMPLIANCE WITH 37 C.F.R. § 42.6(e)(4)

The undersigned certifies that on September 14, 2018, a complete copy of **Petitioner's Request for Oral Argument** was served on counsel for VidStream LLC via electronic mail as follows:

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