

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORP. and CAVIUM, INC.,
WISTRON CORPORATION, and DELL INC.
Petitioner,

v.

ALACRITECH, INC.,
Patent Owner.

Case IPR2017-01392¹
U.S. Patent No. 7,337,241

**PETITIONER'S REQUEST FOR
ORAL ARGUMENT PURSUANT TO 37 C.F.R. § 42.70 (a)**

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¹ Cavium, Inc., which filed a Petition in Case IPR2017-01728, Wistron Corporation, which filed a Petition in Case IPR2018-00328, and Dell Inc., which filed a Petition in Case IPR2018-00372, have been joined as a petitioners in this proceeding.

Pursuant to 37 C.F.R. § 42.70(a), Petitioner respectfully requests oral argument on the issues set forth below. Oral argument is presently scheduled for March 23, 2017. (Revised Scheduling Order, Paper 27). Petitioner specifies the following issues to be argued:

- I. Whether claims 1–8 of the 241 Patent are unpatentable as obvious over Erickson in view of Tanenbaum96 and Alteon, under 35 U.S.C. § 103.
- II. Whether claims 9–24 of the 241 Patent are unpatentable as obvious over Erickson in view of Tanenbaum96, under 35 U.S.C. § 103.
- III. Whether Patent Owner failed to comply with 37 CFR § 42.121(b) in identifying sufficient support in the original disclosure and earlier-filed disclosure for substitute claims 25–48.
- IV. Whether substitute claims 25–48 lack written description support in violation of 35 U.S.C. § 316(d) and 37 CFR § 42.121.
- V. Whether substitute claims 25–32 of the 241 Patent are unpatentable as obvious over Erickson in view of Tanenbaum96 and Alteon, under 35 U.S.C. § 103.
- VI. Whether substitute claims 33–48 of the 241 Patent are unpatentable as obvious over Erickson in view of Tanenbaum96, under 35 U.S.C. § 103.

- VII. Respond to Patent Owner's presentation on all matters.
- VIII. Any issues specified by Patent Owner in a Request for Oral Argument.
- IX. Any other issues the Board deems necessary for issuing a final written decision.
- X. Petitioner requests 3.5 hours (7 hours in total if Patent Owner also is allotted 3.5 hours) for all 7 IPRs (IPR2017-01391, IPR2017-01392, IPR2017-01393, IPR2017-01405, IPR2017-01406, IPR2017-01409, IPR2017-01410) being heard at the Oral Argument.

Dated: June 8, 2018

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on June 8, 2018, a copy of **PETITIONER'S REQUEST FOR ORAL ARGUMENT PURSUANT TO 37 C.F.R. § 42.70(a)** was served by filing this document through the PTAB's E2E Filing System as well as delivering a copy via electronic mail upon the following:

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