

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RUIZ FOOD PRODUCTS, INC.,

PETITIONER,

v.

MACROPOINT LLC,

PATENT OWNER.

Case IPR2017-02018

Patent 9,429,659

Petitioner's Request for Oral Argument

Petitioner, Ruiz Food Products Inc., hereby requests oral argument pursuant to 37 C.F.R. § 42.70 and the Scheduling Order issued on March 19, 2018 in this proceeding. Petitioner respectfully requests that the oral arguments be held at the USPTO headquarters in Alexandria, Virginia.

The Board has scheduled oral argument in IPR2017-02016, which involves the same parties, on the same day as oral arguments as this proceeding. Petitioner requests the hearings for these two proceedings, IPR2017-02016 and -02018, be consolidated and heard at the same time. Petitioner requests the Board permit sixty minutes per side to address all issues both proceedings. Petitioner expects that the following issues raised in this proceeding will be addressed during oral argument:

- Whether claims 1-30 are unpatentable under 35 U.S.C. § 103 over Enzmann (Ex. 1004);
- Whether claims 5, 17, and 26 are unpatentable under 35 U.S.C. § 103 over Enzmann in view of King (Ex. 1005); and
- Whether claims 11 and 16 are unpatentable under 35 U.S.C. § 103 over Enzmann in view of Dhanani (Ex. 1006).

Date: October 19, 2018

POLSINELLI PC
1000 Louisiana Street,
Suite 6400
Houston, Texas 77002
P: 713-374-1600
F: 713-374-1601

Respectfully submitted,

/James P. Murphy/
POLSINELLI PC
James P. Murphy
Reg. No. 55,474
Matthew Frontz
Reg. No. 65,198
Ryan Murphy
Reg. No. 66,285

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing PETITIONER'S REQUEST FOR ORAL ARGUMENT was served on October 19, 2018, via email directed to the following email addresses of record:

Mark Johnson
mjohnson@rennerotto.com

Luis Carrion
lcarrion@rennerotto.com

Kyle Fleming
kfleming@rennerotto.com

/Sonia Ramirez/
POLSINELLI PC
1000 Louisiana Street,
Sixty-Fourth Floor
Houston, Texas 77002
Tele: (713) 374-1600
Fax: (713) 374-1601