

Case No. IPR2018-00437
U.S. Patent No. 9,537,071

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VIZIO, INC.,
Petitioner

v.

NICHIA CORPORATION,
Patent Owner

Case No. IPR2018-00437
Patent 9,537,071

PETITIONER'S REQUEST FOR ORAL HEARING

In accordance with 37 C.F.R. § 42.70(a) and the Scheduling Order (Paper 18), Petitioner VIZIO, Inc. (“Petitioner”) respectfully requests the opportunity to present oral argument on the following issues:

- Patentability of all challenged claims under 35 U.S.C. §§ 102 and/or 103(a) in light of all instituted grounds (Nos. 1-5);
- Patentability of all proposed substitute claims pursuant to 37 C.F.R. § 42.121 in light of all procedural and substantive bases raised in Petitioner’s Opposition to Patent Owner’s Contingent Motion to Amend Claims;
- Any issues of claim construction;
- Rebuttal to Patent Owner’s presentation on all matters; and
- Any additional issues on which the Board seeks clarification.

The Board already scheduled the Oral Hearing for the two related proceedings for the ’071 and ’411 patents—IPR2018-00437 and IPR2018-00386—for March 5, 2019. Petitioner respectfully requests oral hearing for the IPR2018-00437 and IPR2018-00386 proceedings with an allocation of 75 minutes per side for the combined hearing.

Furthermore, Petitioner requests the ability to use audio/visual equipment, including an ELMO, laptop, projector, and screen, to display demonstratives and exhibits at the oral hearing.

Respectfully submitted by:

/Gabrielle E. Higgins/
Gabrielle E. Higgins

January 29, 2019

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing PETITIONER'S REQUEST FOR ORAL HEARING was served by filing this document through the Patent Trial and Appeal Board End to End (PTAB E2E) as well as providing a courtesy copy via electronic mail to the following attorneys of record for the Patent Owner listed below:

Martin M. Zoltick
mzoltick@rfem.com
Robert P. Parker
rparker@rfem.com
Derek F. Dahlgren
ddahlgren@rfem.com
Michael H. Jones
mjones@rfem.com
Mark T. Rawls
mrawls@rfem.com

ROTHWELL, FIGG, ERNST & MANBECK, P.C.
607 14th Street, N.W., Suite 800
Washington, DC 20005
Phone: +1-202-783-6040
Fax: +1-202-783-6031
litigationparalegals@rothwellfigg.com

Dated: January 29, 2019

By: /Crena Pacheco/
Name: Crena Pacheco

ROPES & GRAY LLP