

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.

Petitioner,

v.

FIRSTFACE CO., LTD.,

Patent Owner.

Case IPR2019-00613¹

U.S. Patent No. 9,633,373

PETITIONER'S REQUEST FOR ORAL HEARING

¹ Case IPR2019-01011 has been consolidated with this proceeding.

Pursuant to 37 C.F.R. § 42.70(a), Petitioner Apple Inc. (“Petitioner”) submits this Request for Oral Hearing on the instituted grounds of unpatentability for claims 1-2, 4-6, 10-14, and 18 of U.S. Patent 9,633,373 (“’373 patent”)² under 35 U.S.C. § 103(a), and associated issues. Petitioner also requests rebuttal to respond to all issues raised by Patent Owner’s presentation.

The Board already scheduled Oral Hearing for this and related proceedings—IPR2019-00612 for the U.S. Patent 8,831,557 (“’557 patent”), IPR2019-00613 for the ’373 patent, and IPR2019-00614 for U.S. Patent 9,779,419 (“’419 patent”)³—for May 5, 2020. IPR2019-00612, Paper 12 at 8; IPR2019-00613, Paper 13 at 6; IPR2019-00614, Paper 14 at 6. Petitioner’s counsel has conferred with Patent Owner’s counsel regarding the Oral Hearing. The parties jointly request Oral Hearing for the IPR2019-00612, IPR2019-00613, and IPR2019-00614 proceedings. The parties jointly propose that arguments for IPR2019-00612 on the ’557 patent be heard first with an allocation of one (1) hour per side, followed by arguments for IPR2019-00613 and IPR2019-00614 on the ’373 and ’419 patents with an allocation of one (1) hour per side.

² Case IPR2019-01011 has been consolidated with this proceeding.

³ Case IPR2019-01012 has been consolidated with IPR2019-00614.

Furthermore, in view of the USPTO's update on oral hearings scheduled to take place at USPTO offices on or after Friday, March 13, 2020, Petitioner intends to participate via remote video and/or telephone. Petitioner requests the ability to use audio/visual equipment to display demonstratives and exhibits at the oral hearing, to the extent available at the time of the hearing.

Dated: March 24, 2020

Respectfully submitted,

By: */Gabrielle E. Higgins/*

Gabrielle E. Higgins

Reg. No. 38,916

Christopher M. Bonny

Reg. No. 63,307

ROPES & GRAY LLP

1900 University Avenue, 6th Floor

East Palo Alto, CA 94303-2284

Phone: +1-650-617-4015

Fax: +1-617-235-9492

gabrielle.higgins@ropesgray.com

christopher.bonny@ropesgray.com

Attorneys for Petitioner

CERTIFICATE OF SERVICE

The undersigned certifies that a copy of 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:

Barry J. Bumgardner

barry@nbafirm.com

Matthew C. Juren

matthew@nbafirm.com

Thomas C. Cecil

tom@nbafirm.com

NELSON BUMGARDNER ALBRITTON P.C.

3131 W. 7th Street, Suite 300

Fort Worth, Texas 76107

Telephone: (817) 377-3494

Dated: March 24, 2020

By: /Christopher M. Bonny/

Name: Christopher M. Bonny

ROPES & GRAY LLP