

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,
Petitioner,

v.

OMNI MEDSCI, INC.,
Patent Owner.

Case No. IPR2019-00916
U.S. Patent No. 9,651,533

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70 and the Board's Scheduling Order (Paper 17) dated October 18, 2019, Petitioner Apple Inc. hereby respectfully requests oral argument in this proceeding on the grounds of unpatentability on which trial was instituted, and any additional issues on which the Board seeks clarification. The oral argument is scheduled to take place on July 16, 2020.

Petitioner respectfully requests that each side be given forty-five minutes to present its arguments, with Petitioner presenting its initial argument (up to 30 minutes), Patent Owner following with its response (up to 30 minutes), and Petitioner using any remaining time for rebuttal. Because Petitioner bears the ultimate burden of proof that the claims at issue in this review are unpatentable, Petitioner would oppose any request by Patent Owner for a sur-rebuttal.

Petitioner also respectfully requests permission to use audio/visual equipment to display demonstrative exhibits. Petitioner requests the use of a projector and screen that connects to a laptop computer provided the oral argument is conducted in-person. If the oral argument is conducted by remote video-conferencing, Petitioner requests permission to use video-conferencing software to allow the presentation of demonstratives.

Dated: June 5, 2020

Respectfully Submitted,

/Jeffrey P. Kushan/
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Counsel for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that on this 5th day of June, 2020, I caused to be served a true and correct copy of the foregoing and any accompanying exhibits by email on the following counsel:

Thomas A. Lewry
John S. LeRoy
Robert C. J. Tuttle
John M. Halan
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Dated: June 5, 2020

Respectfully Submitted,

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