

Filed: March 23, 2021

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LKQ Corporation and Keystone Automotive Industries, Inc.,

Petitioner,

v.

GM Global Technology Operations LLC,

Patent Owner.

Case No. IPR2020-00534
US. Design Patent No. D797,625

PETITIONERS' REQUEST FOR ORAL HEARING

Pursuant to 37 C.F.R. § 42.70 and the Scheduling Order, Petitioners LKQ Corporation and Keystone Automotive Industries, Inc. (“Petitioners”) respectfully submit this request for an oral hearing regarding the patentability of the sole claim of U.S. Design Patent No. D797,625 (“the ’625 Patent”). The oral hearing is currently scheduled for April 27, 2021. Paper 11, at 10. Petitioners identify the following issues for oral argument:

1. invalidity of the sole claim of the ’625 Patent as anticipated by prior art U.S. Design Patent No. D773,340 (“Lian”) or obvious in view of Lian alone and/or the combination of Lian and the asserted prior art publication depicting the 2015 Hyundai Tucson;
2. failure of Patent Owner to establish basis in fact or law for arguments advanced in its Response and Surreply, including regarding the legal significance of the purported “crowded field” of prior art and the knowledge and skill of a designer of ordinary skill in the art;
3. rebuttal to all arguments advanced in Patent Owner’s presentation;
4. any motion to exclude filed in this proceeding; and
5. any additional issues regarding which the Board seeks clarification.

Petitioners request ninety (90) minutes per side to present arguments in this case. To the extent the Board schedules the hearing to last more than three hours, Petitioners request half the time allotted by the Board to address the above-listed

issues. To the extent the hearing is not held via videoconference, Petitioners request that a screen or projector be made available for displaying demonstrative exhibits (a PowerPoint presentation or the like). In accordance with the Trial Practice Guide, Petitioner will contact the Board Trial Division paralegal to discuss this request.

Dated: March 23, 2021

Respectfully submitted,

/Barry F. Irwin, P.C./

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Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certifies that a true copy of the Petitioners' Request for Oral Hearing was served on this 23rd Day of March, 2021, by e-mail upon the following:

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Patent Owner has consented to service by electronic means.

Dated: March 23, 2021

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