

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MEDTRONIC, INC., AND MEDTRONIC VASCULAR, INC.

Petitioner,

v.

TELEFLEX LIFE SCIENCES LIMITED,

Patent Owner

Case No.: IPR2020-01343
U.S. Patent No. RE 46,116

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70, Petitioner hereby respectfully requests oral argument. The Scheduling Order (Paper 10) set one day, November 18, 2021, for oral argument. Petitioner respectfully requests a total of five hours for a one-day hearing to be evenly split per side to address: (1) the consolidated conception and reduction to practice issues for the patents challenged in IPR2020-01341, and -01343; and (2) the instituted grounds of invalidity in all four instituted IPRs in IPR2020-01341, -01342, -01343, and -01344.

Issues to be argued in this IPR:

1. Whether the inventors conceived and reduced to practice the various claimed inventions prior to the filing of U.S. Patent No. 7,736,355 (“Itou”);
2. Whether claims 52 and 53 are anticipated by U.S. Patent No. 7,604,612 (“Ressemann”);
3. Whether claims 25-40, 42, 44-48, 52, and 53 are rendered obvious by Ressemann in view of the knowledge of a POSITA;
4. Whether claim 45 is rendered obvious by Itou in view of Ressemann, U.S. Publication Application No. 2005/0015073 (“Kataishi”), and the knowledge of a POSITA; and
5. Any issues raised by the parties in any filings contemporaneous with or subsequent to this Request.

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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.

If the Board decides to hold an in-person hearing, Petitioner requests that three spaces be reserved for counsel at counsel's table and three additional spaces be reserved in the hearing room to accommodate additional counsel and corporate representatives. Petitioner also requests that the attorneys at Petitioner's counsel table be allowed to use computers.

Dated: September 28, 2021

Respectfully submitted,

/Cyrus A. Morton/

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e)(4), the undersigned certifies that on September 28, 2021, a copy of PETITIONER'S REQUEST FOR ORAL ARGUMENT was served in its entirety by electronic mail on Patent Owner's counsel at the following addresses indicated in Patent Owner's Mandatory Notices:

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