

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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MEDTRONIC, INC., AND MEDTRONIC VASCULAR, INC.  
Petitioner,

v.

TELEFLEX INNOVATIONS S.A.R.L.  
Patent Owner.

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IPR2020-01344  
U.S. Patent No. RE46,116

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**PATENT OWNER'S REQUEST  
FOR ORAL ARGUMENT PURSUANT TO 37 C.F.R. § 42.70(a)**

Pursuant to 37 C.F.R. § 42.70(a) and the Scheduling Order (Paper 10) Patent Owner Teleflex requests an opportunity to present oral argument regarding the claims challenged in IPR2020-01341 (Patent No. 8,142,413), IPR2020-01342 (Patent No. 8,142,413), IPR2020-01343 (Patent No. RE46,116), and IPR2020-01344 (Patent No. RE46,116). The Board has set a hearing on this matter for November 18, 2021. Paper 10, Due Date 8. Patent Owner requests oral argument (without waiving consideration of any issue not listed below) to address the grounds on which these IPRs were instituted, including the specific invalidity grounds raised in the Petitions of the instituted trials, the parties' dispute regarding conception and reduction to practice ("Conception/RTP") in IPR2020-01341 and IPR2020-01343, any additional issues identified in Petitioner's request for oral argument, and any additional issues on which the Board seeks clarification.

Patent Owner has conferred with Petitioner about the parties' respective proposals for conduct of the proceedings. Agreement was not reached. Patent Owner therefore requests that the Board provide the following:

- Conception/RTP: 30 minutes oral argument per side; and
- 35 U.S.C. §§ 102/103 issues: 45 minutes oral argument per side.

Approximately seven people from Patent Owner's side will attend the oral argument.

Patent Owner requests technology to display demonstrative exhibits, including technology to allow the exhibits to be viewed by any Judge participating remotely. Patent Owner understands that the Scheduling Order (Paper 10) set oral argument, if requested, to take place at the U.S. Patent & Trademark Office headquarters in Alexandria, Virginia, but that in light of the ongoing COVID-19 pandemic and the Board's March 13, 2020 notice (<https://www.uspto.gov/about-us/news-updates/uspto-update-person-meetings>), the oral argument will be conducted remotely by video or telephone. Patent Owner respectfully requests that oral argument be conducted by videoconference rather than teleconference, if possible.

If this request for oral argument is granted, Patent Owner will direct its request for audio-visual technology to PTABHearings@uspto.gov.

Dated: September 28, 2021

Respectfully submitted,

/J. Derek Vandenburg /  
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Lead Counsel for Patent Owner

## CERTIFICATION OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e) and the agreement of the parties, the undersigned certifies that on September 28, 2021, a true and correct copy of the foregoing *Patent Owner's Request for Oral Argument Pursuant to 37 C.F.R. § 42.70(a)* was served via electronic mail upon the following:

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/ J. Derek Vandenburg / \_\_\_\_\_  
J. Derek Vandenburg (Lead Counsel for Patent Owner)