

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORPORATION and XILINX, INC.,¹

Petitioners

v.

FG SRC LLC,

Patent Owner

CASE NO.: IPR2020-01449

PATENT NO. 7,149,867

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Mail Stop **Patent Board**
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

¹ Xilinx, Inc. filed a motion for joinder and petition in IPR2021-00633, which were granted, and, therefore, has been joined as petitioner in this proceeding

Pursuant to 37 C.F.R. § 42.70(a), and the Board's October 7, 2021 Revised Scheduling Order (Paper 42), Petitioner Intel Corporation respectfully requests oral argument, which is currently scheduled for January 6, 2022, on at least the following issues:

1. The unpatentability of challenged claims 1-19 of the '867 patent as set forth in each of the instituted grounds;
2. Patent Owner's failure to meet its many burdens on the Revised Motion to Amend, including by proposing amendments that add new matter, lack written description support, and improperly enlarge the original claim scope;
3. The unpatentability of Patent Owner's proposed amended claims 20-38;
4. Any issues subsidiary to the above issues, including, but not limited to, publication status, claim construction, priority date, assessment of evidence, and admissibility and sufficiency of evidence; and
5. Any other issues raised in papers filed in the present proceeding, including issues raised in any papers filed between today and the oral hearing.

The Office's notice regarding oral hearings occurring after March 13, 2020 requires that hearings be conducted remotely by video or telephone until further notice. Petitioner is available to participate in that manner. To the extent that notice is not in effect by the time of the hearing in this proceeding and the Board would

prefer to hold the hearing in-person, Petitioner respectfully requests that the hearing be held at the USPTO headquarters in Alexandria.

Petitioner respectfully requests that the Board provide audio-visual equipment to display demonstrative exhibits, including a projector and a screen configured to display documents from a laptop computer (e.g., PowerPoint display) and ELMO document camera/projector if available.

Petitioner believes the ordinary amount of time set forth in the Trial Practice Guide (*i.e.*, one hour of argument per side) will be sufficient to present its argument in this proceeding.

Dated: November 17, 2021

Respectfully submitted,

By: /s/ Brian C. Nash

Brian C. Nash (Reg. No. 58,105)
Pillsbury Winthrop Shaw Pittman LLP
401 Congress Avenue, Suite 1700
Austin, TX 78701
Telephone: (512) 580-9629
Facsimile: (512) 580-9601
Email: brian.nash@pillsburyllp.com

Counsel for Petitioner Intel Corporation

CERTIFICATE OF SERVICE

I hereby certify that a true copy of “**PETITIONER’S REQUEST FOR ORAL ARGUMENT**” was served electronically via e-mail on November 17, 2021, in its entirety on the following:

Jay P. Kesan, Reg. No. 37,488
DIMUROGINSBERG, PC
DGKEYIP GROUP
1750 Tyson’s Blvd. Suite 1500
Tysons Corner, VA 22102
jkesan@dimuro.com

Ari Rafilson, Reg. No. 58,693
Shore Chan DePumpo LLP
901 Main Street, Suite 3300
Dallas, TX 75202
arafilson@shorechan.com

Dated: November 17, 2021

By: /s/ Brian C. Nash

Brian C. Nash (Reg. No. 58,105)
Pillsbury Winthrop Shaw Pittman LLP
401 Congress Avenue, Suite 1700
Austin, TX 78701
Telephone: (512) 580-9629
Facsimile: (512) 580-9601
Email: brian.nash@pillsburylaw.com

Counsel for Petitioner Intel Corporation