

Filed on behalf of: Philip Morris Products, S.A.

Entered: November 19, 2021

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

PHILIP MORRIS PRODUCTS, S.A.,  
Petitioner,

v.

RAI STRATEGIC HOLDINGS, INC.,  
Patent Owner.

---

Case IPR2020-01602  
Patent 9,901,123

---

**PETITIONER'S REQUEST FOR ORAL ARGUMENT**

Pursuant to 37 C.F.R. § 42.70 and the Board's Scheduling Order dated April 2, 2021 (Paper 10), Petitioner Philip Morris Products, S.A. ("Petitioner") respectfully requests oral argument on issues related to the patentability of the challenged claims of U.S. Patent No. 9,901,123 ("123 patent") on the instituted grounds set forth in the Board's Decision (Paper 9), and on any issues specified in any motions to exclude, or any other pending motions or briefing filed by the parties.

Petitioner requests that the Board allow Petitioner and Patent Owner each a total of 60 minutes to present their arguments.

Petitioner requests permission to use a computer, projector, and screen to display demonstratives and exhibits. Petitioner expects four people to attend for Petitioner, if the argument is conducted in person and the Board can accommodate this number of attendees for Petitioner. Petitioner also requests that the attorneys at Petitioner's counsel table be allowed to use computers.

Respectfully submitted,

Dated: November 19, 2021

By: / Jonathan M. Strang /

Jonathan M. Strang (Reg. No. 61,724)  
jonathan.strang@lw.com  
Latham & Watkins LLP  
555 Eleventh Street, NW, Ste. 1000  
Washington, D.C. 20004-1304  
Telephone: 202.637.2200

IPR2020-01602 (USP 9,901,123)

Petitioner's Request for Oral Argument

Fax: 202.637.2201

*Counsel for Petitioner*  
*Philip Morris Products, S.A.*

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 19th day of November, 2021, a true and correct copy of the foregoing **Petitioner's Request for Oral Argument** was served by electronic mail on Patent Owner's lead and backup counsel at the following email addresses:

David M. Maiorana (Reg. No. 41,449)  
Kenneth S. Luchesi (Reg. No. 58,673)  
David B. Cochran (Reg. No. 39,142)  
Jones Day  
901 Lakeside Avenue  
Cleveland, OH 44114  
Tel: 216.586.3939  
Fax: 216.579.0212  
Email: dmaiorana@jonesday.com  
Email: kluchesi@jonesday.com  
Email: dcochran@jonesday.com

Anthony M. Insogna (Reg. No. 35,203)  
Jones Day  
4655 Executive Drive, Suite 1500  
San Diego, CA 92121-3134  
Tel: 858.314.1200  
Fax: 844.345.3178  
Email: aminsogna@jonesday.com

Geoffrey K. Gavin (Reg. No. 47,591)  
Jones Day  
1221 Peachtree Street, N.E., Suite 400  
Atlanta, GA 30361-3053  
Tel: 404.521.3939  
Fax: 404.581.8330  
Email: ggavin@jonesday.com

Joshua R. Nightingale (Reg. No. 67,865)  
Jones Day  
500 Grant Street, Suite 4500  
Pittsburgh, PA 15219-2514  
Tel: 412.391.3939  
Fax: 412.394.7959  
Email: [jrnightingale@jonesday.com](mailto:jrnightingale@jonesday.com)

By: / Jonathan M. Strang /

Jonathan M. Strang (Reg. No. 61,724)  
[jonathan.strang@lw.com](mailto:jonathan.strang@lw.com)  
Latham & Watkins LLP  
555 Eleventh Street, NW, Ste. 1000  
Washington, D.C. 20004-1304  
Telephone: 202.637.2200  
Fax: 202.637.2201

*Counsel for Petitioner*  
*Philip Morris Products, S.A.*