

Filed January 24, 2022

On behalf of:

Patent Owner Masimo Corporation
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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.

Petitioner,

v.

MASIMO CORPORATION,

Patent Owner.

IPR2021-00209
Patent 10,376,191

PATENT OWNER MASIMO REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. §42.70(a) and the Scheduling Order (Paper 8), Patent Owner Masimo Corporation (“Patent Owner”) respectfully requests that the Board hear oral argument on the instituted grounds in IPR2021-00209 involving U.S. Patent 10,376,191.

The Board scheduled oral argument for March 15, 2022, in this IPR proceeding and three other related Apple v. Masimo IPR proceedings. The four related IPR proceedings and their involved patents are:

- IPR2021-00193 (Patent 10,299,708)
- IPR2021-00195 (Patent 10,376,190)
- IPR2021-00208 (Patent 10,258,266)
- IPR2021-00209 (Patent 10,376,191)

Given the extensive overlap in these four related IPR proceedings, including Petitioner’s asserted art and the parties’ arguments, Patent Owner requests that the Board hold a consolidated oral argument. Patent Owner respectfully requests that each party be allotted sixty (60) minutes for this consolidated oral argument.

Patent Owner anticipates that five (5) individuals will attend the oral argument on its behalf.

IPR2021-00209 – Patent 10,376,191
Apple v. Masimo

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 24, 2022

By: /Jacob L. Peterson/

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Attorneys for Patent Owner
Masimo Corporation

CERTIFICATE OF SERVICE

I hereby certify that, pursuant to 37 C.F.R. § 42.6(e) and with the agreement of counsel for Petitioner, a true and correct copy of **PATENT OWNER MASIMO REQUEST FOR ORAL ARGUMENT** is being served electronically on January 24, 2022, to the e-mail addresses shown below:

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