

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CODE200, UAB; TESO LT, UAB; METACLUSTER LT, UAB; OXYSALES,
UAB; AND CORETECH LT, UAB,

Petitioners

v.

BRIGHT DATA LTD.,

Patent Owner

Case IPR2021-01492

Patent No. 10,257,319

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Mail Stop PATENT BOARD
Patent Trial and Appeal Board
United States Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 42.70 and the Board's Revised Joint Scheduling Order (Paper 27), Patent Owner respectfully requests oral argument in this proceeding, IPR2021-01492.

Given the similarity of issues among IPR2021-01492, IPR2021-01493, IPR2022-00915, and IPR2022-00916, Patent Owner respectfully requests a consolidated oral argument covering all four IPRs in a single hearing. The parties in the four IPRs have agreed that a consolidated oral argument would be appropriate. *See generally* EX. 3005 at 1-2. The parties in the four IPRs recently proposed that the single hearing be held on June 9, 2023. *Id.* at 2.

As noted in the email dated April 20, 2023, the parties recognize that there is a difference between the panels in the above four IPRs, with two of the three Judges overlapping between the panels. EX. 3005 at 2. As further noted in that same email, the parties, of course, defer to the Board's decision about how logistically to coordinate the panels if the Board agrees that a single, coordinated hearing is appropriate. *Id.*

In the responsive email dated April 21, 2023, the Board indicated that it agrees a single hearing on June 9, 2023 would serve the interests of efficiency. *See* EX. 3005 at 1.

Patent Owner respectfully requests that each side be provided with sixty (60) minutes of argument time. That is, sixty minutes for Patent Owner's side and sixty minutes for the petitioners' side (including Petitioners Code200, UAB, *et al.* and Petitioner Major Data UAB). The parties have agreed that the petitioners in the four IPRs will split the allotted time for the petitioners' side such that they would not take more total time for the petitioners' side than if there were only a single petitioner. EX. 3005 at 2.

Patent Owner respectfully requests that Patent Owner be provided the opportunity to present a brief sur-rebuttal within the allotted argument time for Patent Owner's side.

Without intending to waive any issues not specifically identified, Patent Owner wishes to present arguments on the following issues:

1. The petitioners have not met their burden of proof that the challenged claims are unpatentable;
2. Any of the preliminary findings in the Board's Institution Decisions;
3. Any of the arguments properly raised in the parties' papers;
4. Any issues specified in the petitioners' Request for Oral Argument;
5. Rebuttal of any issues properly raised by the petitioners;
6. Any procedural or evidentiary issues; and

7. Any other issues on which the Board seeks information or clarification.

Patent Owner respectfully requests that the oral argument be held remotely. Patent Owner respectfully requests that the Board provide a video conferencing platform and a public telephone line for the oral argument. Patent Owner respectfully requests the opportunity to display demonstratives and exhibits during oral argument.

Respectfully submitted,

Date: May 4, 2023

By: /s/ Thomas M. Dunham

Thomas M. Dunham

Reg. No. 39,965

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ATTORNEY FOR PATENT OWNER,
BRIGHT DATA LTD.

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certifies this paper was served on the undersigned date via email, as authorized by Petitioners, at the following email addresses:

jscott@ccrglaw.com

jheuton@ccrglaw.com

ctolliver@ccrglaw.com

Respectfully submitted,

Date: May 4, 2023

By: /s/ Thomas M. Dunham

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