

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,

Petitioner

v.

CPC PATENT TECHNOLOGIES PTY, LTD.,

Case IPR2022-00601

U.S. Patent No. 9,269,208

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to the Board's September 28, 2022, Scheduling Order (Paper 12), Petitioner respectfully requests oral argument for the trial currently scheduled on June 29, 2023. The present challenged '208 Patent (IPR2022-00601) is related to the challenged '705 Patent in IPR2022-00602 (for which a Request for Oral Argument is being concurrently filed). The issues for both the '602 and '601 IPRs are similar. As such, Petitioner requests a single hearing for both IPRs be held. Petitioner requests forty-five (45) minutes of argument for each party. Petitioner's and Patent Owner's counsel have conferred on the matter of a single hearing for both IPRs and a 45-minute argument time for each Party and jointly submit this request.

If the Board is allowing in-person hearings, Petitioner further requests the hearing take place in the USPTO's Alexandria, Virginia location.

Pursuant to 37 C.F.R. § 42.70(a), Petitioner specifies the following issues, without intent to waive consideration of any issue not requested, to be argued for this proceeding:

1. Whether Claims 1, 3-7, 9-11, and 13 are obvious under § 103 over U.S. Patent Application Publication No. 2004/0123113 to Mathiassen, et al. ("*Mathiassen*") in view of U.S. Patent No. 6,766,456 to McKeeth ("*McKeeth*") and U.S. Patent No. 6,509,847 to Anderson ("*Anderson*");

2. Any claim constructions, unpatentability grounds, or other issues raised in the Petition or Petitioner Reply, the Patent Owner Preliminary Response, the Patent Owner Response, the Patent Owner Sur-Reply, or the Board's Institution Decision;
3. Any issues regarding motions to exclude or motions to strike that may be filed or pending; and
4. Any issues otherwise raised by the Board.

Respectfully submitted,

ERISE IP, P.A.

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ATTORNEYS FOR PETITIONER
APPLE INC.

CERTIFICATE OF SERVICE ON CPC
UNDER 37 C.F.R. § 42.6

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on May 18, 2023, the foregoing *Petitioner Request for Oral Argument* was served via electronic filing with the Board and via Electronic Mail on the following practitioners of record for CPC:

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