

Filed: July 5, 2023

Filed on behalf of: ecobee Technologies, ULC

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ECOBEE TECHNOLOGIES, ULC,
Petitioner

v.

ECOFACITOR, INC.,
Patent Owner

IPR2022-00969
U.S. Patent No. 8,596,550

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Petitioner ecobee Technologies, ULC hereby requests oral argument pursuant to 37 C.F.R. § 42.70(a) and DUE DATE 4 of the Scheduling Order.

According to the Scheduling Order, oral argument in this proceeding (and related proceeding IPR2022-00983 (“Related Proceeding”)) will take place on August 18, 2023.

This and the Related Proceeding pertain to the same patent and address similar issues. Consequently, the proceedings lend themselves to a combined oral hearing. Thus, Petitioner requests 60 minutes of argument per side, for a combined oral hearing for this proceeding and the Related Proceeding. Petitioner understands that the hearing for these proceedings may be held at the regional office in Denver, CO, or remotely by video conference. Petitioner requests that the hearing be held by video conference.

Petitioners request oral argument on the following issues:

- (1) Ground 1, namely whether claims 17-23 are unpatentable over Ehlers in view of Wruck;
- (2) Ground 2, namely whether claims 17-23 are unpatentable over Ols in view of Boait and Wruck;
- (3) the meaning of the claim terms, as addressed by the parties; and
- (4) any other matters raised by Patent Owner or the Board.

DATED: July 5, 2023

Respectfully submitted,

/Justin J. Oliver/

Justin J. Oliver

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CERTIFICATE OF SERVICE

I hereby certify that on this date, true and correct copies of the foregoing Petitioner's Request for Oral Argument were served via email to the following addresses:

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DATED: July 5, 2023

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