#### UNITED STATES PATENT AND TRADEMARK OFFICE

#### BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,

Petitioner,

v.

RFCYBER CORP.,

Patent Owner.

Patent No. 10,600,046 Filing Date: June 2, 2015 Issue Date: March 24, 2020

Inventors: Xiangzhen Xie, Liang Seng Koh, and Hsin Pan Title: METHOD AND APPARATUS FOR MOBILE PAYMENTS

# PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Case No. IPR2022-01239



Pursuant to the Board's Scheduling Order (Paper 8), Patent Owner RFCyber Corp. ("Patent Owner") respectfully requests oral argument in case number IPR2022-01239, currently scheduled for October 24, 2023. Patent Owner requests sixty (60) minutes to present its arguments. If the Board chooses to consolidate the oral argument in this proceeding with that in IPR2022-01256, currently scheduled for the same day, Patent Owner requests a total of ninety (90) minutes to present its arguments with respect to both proceedings. Pursuant to 37 C.F.R. 42.70, and without intending to waive any issue not specifically identified, Patent Owner identifies the following issues to be argued.

- 1. Whether Claims 1-5, 12-14, and 17-18 of U.S. Patent No. 10,600,046 are unpatentable over the asserted art;
- 2. Any subsidiary issues to number 1 above including, but not limited to, claim construction, assessment of evidence, and admissibility and sufficiency of evidence;
  - 3. Any issues on which Petitioner requests oral argument; and
- 4. Any other issues the Board deems necessary for issuing a final written decision.

Patent Owner requests that the Board provide audio-visual equipment to display demonstrative exhibits, including the use of a projector and a screen for displaying documents from a computer.



# IPR2022-01239 PATENT NO. 10,600,046

## Respectfully submitted,

Dated: September 8, 2023

/Vincent J. Rubino, III /
Vincent J. Rubino, III (Reg. No. 68,594)
Lead Counsel for Patent Owner
Fabricant LLP
411 Theodore Fremd Avenue,
Suite 206 South
Rye, New York 10580
Tel. 212-257-5797
Fax. 212-257-5796

Email: vrubino@fabricantllp.com

DOCKET

## **CERTIFICATE OF SERVICE**

## A copy of PATENT OWNER'S REQUEST FOR ORAL ARGUMENT has

been served on Petitioner's counsel of record as follows:

Paul R. Hart

Email: paul.hart@eriseip.com Email: PTAB@eriseip.com

ERISE IP, P.A.

5299 DTC Boulevard, Suite 1340 Greenwood Village, Colorado 80111

Adam P. Seitz

Email: adam.seitz@eriseip.com

ERISE IP, P.A.

7015 College Boulevard, Suite 700

Overland Park, Kansas 66211

Attorneys for Apple Inc.

September 8, 2023 By: /Vincent J. Rubino, III /

Vincent J. Rubino, III (Reg. No. 68,594)

FABRICANT LLP

411 Theodore Fremd Avenue,

Suite 206 South

Rye, New York 10580

Tel. 212-257-5797

Fax. 212-257-5796

Email: vrubino@fabricantllp.com

