

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.,

Petitioners

v.

RFCYBER CORP.,

Patent Owner

Case No. IPR2022-01239

Patent No. 10,600,046

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to the Board's January 23, 2023, Scheduling Order (Paper 8), Petitioner respectfully requests oral argument for the trial currently scheduled on October 24, 2023. Petitioner requests oral argument for this IPR (IPR2022-01239) be combined with oral argument for IPR2022-01256 (for which a Request for Oral Argument is concurrently filed). Because the grounds and arguments differ between the two proceedings, Petitioner requests a total argument time of 90 minutes for each Party. To streamline the consolidated hearing, Petitioner also requests a single set of demonstratives be used for both IPRs.

Petitioner proposes holding the hearing virtually. However, if the Board holds an in-person hearing, Petitioner requests that the hearing take place in Alexandria, Virginia.

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 1-5 and 12-14 are obvious over U.S. Patent Application Publication No. 2011/0251892 to Laracey ("*Laracey*") in view of Japanese Patent No. 4901053 to Makoto Jogu ("*Jogu*");
2. Whether claim 17 is obvious over *Laracey* in view of *Jogu* in further view of PCT Publication No. 2009/116954 to Tang ("*Tang*");

3. Whether claim 18 is obvious over *Laracey* in view of *Jogu* in further view of U.S. Patent No. 9,916,581 to Dorsey, et al. (“*Dorsey*”);
4. Any claim constructions raised in any papers filed in the proceeding;
5. Any issues specified in the Patent Owner Preliminary Response, Patent Owner Response, or Patent Owner Sur-Reply;
6. Any issues specified in the Petitioner’s Reply; and
7. Any issues otherwise raised by the Board.

Date: September 8, 2023

Respectfully submitted,

BY: /s/ Paul R. Hart
Paul R. Hart, Reg. No. 59,646

COUNSEL FOR PETITIONER

**CERTIFICATE OF SERVICE ON PATENT OWNER
UNDER 37 C.F.R. § 42.105(a)**

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(b), the undersigned certifies that on September 8, 2023, a complete and entire copy of this Petitioner's Request for Oral Argument was served via electronic filing with the Board and via Electronic Mail on the following practitioners of record for Patent Owner:

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