

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HOPEWELL PHARMA VENTURES, INC.,
Petitioner,

v.

MERCK SERONO SA,
Patent Owner.

Case IPR2023-00481

U.S. Patent 8,377,903

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to the Board's September 22, 2023 Scheduling Order (Paper No. 11), Patent Owner respectfully requests oral argument, as currently scheduled on June 25, 2024. Patent Owner respectfully requests that the oral argument be held in-person at the USPTO headquarters in Alexandria, Virginia. Patent Owner respectfully requests the ability to present possible demonstratives and exhibits.

Patent Owner further requests sixty (60) minutes of argument time for each side for IPR2023-00480 and IPR2023-00481, for a total of two (2) hours in the consolidated hearing. To the extent the Board orders a different time allotment, Patent Owner respectfully requests at least the same amount of time granted to Petitioner. Patent Owner has conferred with Petitioner regarding this plan and Petitioner noted their agreement, with the hearing time subject to any additional time allowed when participating in the LEAP program.

Pursuant to 37 C.F.R. § 42.70, Patent Owner specifies the following issues to be argued:

- Issues related to the Board's Decision on Institution (Paper No. 10) and the grounds instituted in the Decision;
- Whether claims 17, 19, 20, and 22-27 are patentable under 35 U.S.C. § 103 as not being obvious over Bodor in combination with Stelmasiak;
- Patent Owner's arguments raised in Patent Owner's Preliminary Response (Paper No. 8), Patent Owner's Response (Paper No. 20), and Patent Owner's

Sur-Reply;

- Patent Owner's response to any arguments raised in the Petition (Paper No. 2) and Petitioner's Reply (Paper No. 41);
- Patent Owner's response to any issues specified by Petitioner in its Request for Oral Argument;
- Any arguments or additional issues raised by either party in a Motion to Strike (if any), Motion to Exclude (if any), or any other motion, paper, opposition, response, reply, or sur-reply filed by either party before oral argument; and
- Any other outstanding motions and pleadings, and any other issues that the Board deems necessary for issuing a Final Written Decision.

Respectfully submitted,

Date: May 9, 2024

By: /Emily R. Whelan/
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CERTIFICATE OF SERVICE

I hereby certify that on May 9, 2024, I caused a true and correct copy of Patent Owner's Request for Oral Argument to be served via email, as consented to by Petitioner, to:

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