

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MOTOROLA MOBILITY LLC,
Petitioner,

v.

INTELLECTUAL VENTURES I LLC,
Patent Owner.

Case IPR2014-00501
Patent 7,136,392

Before MICHAEL W. KIM, *Administrative Patent Judge*.

ORDER
Trial Hearing
37 C.F.R. § 42.70

In the Order dated September 10, 2014 (Paper 14), oral argument was scheduled to be held on May 5, 2015, if requested by the parties. Petitioner and Patent Owner have each requested oral argument. Papers 36, 38. The requests are *granted*.

Each party will have 45 minutes of oral argument time. The oral argument will commence at 1:30 PM Eastern Time, on Tuesday, May 5, 2015. The Board will provide a court reporter for the oral argument and the

reporter's transcript will constitute the official record of the oral argument. The hearing transcript will be entered in the record of this proceeding.

Petitioner bears the ultimate burden of proof that Patent Owner's patent claims at issue are unpatentable. Therefore, at oral argument, Petitioner will proceed first to present its case with respect to the challenged patent claims and grounds with respect to which the Board instituted trial. Petitioner may reserve some of its argument time for use in further presentation after Patent Owner has responded to Petitioner's initial presentation.

Patent Owner will respond to Petitioner's initial presentation, having available to it the entirety of its allotted argument time. Thereafter, Petitioner may make use of the time it has reserved, to rebut Patent Owner's presentation.

The oral argument will be open to the public for in-person attendance, on the ninth floor of Madison Building East, 600 Dulany Street, Alexandria, Virginia 22314. In-person attendance will be accommodated on a first-come, first-served basis.

Under 37 C.F.R. § 42.70(b), demonstrative exhibits must be served five business days before the hearing. They shall be filed with the Board two business days prior to the hearing and the parties must initiate a conference call with the Board at least two business days prior to the hearing to resolve any dispute over the propriety of each party's demonstrative exhibits. For guidance on what constitutes an appropriate demonstrative exhibit, the parties are directed to Paper 118 in *CBS Interactive Inc. v. Wireless Sciences LLC*, IPR2013-00033 (PTAB October 23, 2013). No live testimony from any witness will be taken at the oral argument.

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The parties are reminded that the presenter must identify clearly and specifically each demonstrative exhibit (e.g., by slide or screen number) referenced during the hearing to ensure the clarity and accuracy of the reporter's transcript.

The Board expects lead counsel for each party to be present at oral hearing, although any backup counsel may make the actual presentation, in whole or in part. Requests for audio-visual equipment are to be made 5 days in advance of the hearing date. The request is to be sent to Trials@uspto.gov. If the request is not received timely, the equipment may not be available on the day of the hearing.

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