

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTUITIVE SURGICAL, INC.,
Petitioner,

v.

ETHICON LLC,
Patent Owner.

Case IPR2019-00880
Patent 7,490,749

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Board's Scheduling Order (Paper 8), Petitioner submits this Request for Oral Argument on July 9, 2020 to address all of the instituted grounds of unpatentability regarding the challenged claims of U.S. Patent No. 7,490,749. Petitioner requests 30 minutes for each side to present arguments (60 minutes total).

Specifically, Petitioner requests (without waiving consideration of any issue not listed below) to address the following issues:

1. Whether claims 1 and 3 are anticipated and/or rendered obvious by Shelton II;
2. Whether claims 1 and 3 are anticipated and/or rendered obvious by Swayze;
3. Whether claims 1 and 3 are anticipated by Shelton I;
4. Rebuttal to Patent Owner's presentation on all matters; and
5. Any additional issues on which the Board seeks clarification.

To the extent the Board decides to conduct the hearing in-person, Petitioner requests to use video equipment to display exhibits, including the use of a projector/screen for a PowerPoint display or the like.

Respectfully submitted,

Dated: May 22, 2020

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR § 42.6(e)(4), the undersigned certifies that on May 22, 2020, a complete and entire copy of this Petitioner's Request for Oral Argument was provided via email, to the Patent Owner by serving the email correspondence addresses of record as follows:

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