

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIQUIDIA TECHNOLOGIES, INC.,
Petitioner,

v.

UNITED THERAPEUTICS CORPORATION,
Patent Owner.

Case IPR2020-00770
Patent 9,604,901

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

In accordance with 37 C.F.R. § 42.70(a) and the Scheduling Order dated October 13, 2020 (Paper 8), Patent Owner United Therapeutics Corporation (“UTC”) respectfully requests the opportunity to present oral argument on the issues identified in the Decision Instituting Inter Partes Review (Paper 7) (*e.g.*, the alleged unpatentability of issued claims 1-9 of the ’901 patent based on Grounds 1 and 2), as well as the issues remaining from the Petition for Inter Partes Review (Paper 1), Patent Owner’s Response (Paper 12), Petitioner’s Reply to Patent Owner’s Response (Paper 15), and Patent Owner’s Sur-Reply (Paper 25). UTC’s request for an oral argument (without intent to waive consideration of any issue not requested) is on all issues raised by the parties in the Petition, Patent Owner Response, Petitioner’s Reply, Patent Owner Sur-Reply, any issues raised by the Petitioner at (or prior to) the Oral Argument, and any additional issues on which the Board seeks information or clarification.

Pursuant to the Scheduling Order, UTC understands that Oral Argument is currently scheduled for June 23, 2021 (Paper 13, Due Date 8). UTC respectfully requests that the Oral Argument be held in the afternoon, if possible.

In view of the scope of the issues, Patent Owner requests 60 minutes for its oral argument. Patent Owner also requests authorization to use audio/visual

equipment and/or software to display demonstrative exhibits during the Oral Argument, e.g., via PowerPoint.

To the extent circumstances allow, UTC requests to participate live, in-person at the Oral Argument. However, if the Office's notice regarding oral hearings occurring after March 13, 2020 remains in effect, then UTC is available to participate via remote video and/or telephonically.

Respectfully submitted,

Date: May 3, 2021

/Stephen B. Maebius/
Stephen B. Maebius
Registration No. 35,264
Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing Patent Owner's Request for Oral Argument was served on counsel of record on May 3, 2021, by filing this document through the PTAB E2E System as well as delivering a copy via email to the counsel of record for the Petitioner at the following address:

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Date: May 3, 2021

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