

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

DELL INC.,
Petitioner,

v.

3G LICENSING S.A.,
Patent Owner.

Case No. IPR2020-01157

U.S. Patent No. 7,274,933

Petitioner's Request for Oral Argument

Petitioner Dell Inc. hereby requests oral argument under 37 C.F.R. § 42.70 and the Board's September 21, 2021 Revised Scheduling Order (Paper 38). Oral argument is currently scheduled for December 15, 2021.

Petitioner requests argument on all Grounds accepted for trial in the Institution Decision, including:

1. Whether claims 1–3, 6–8, 11–13, and 19 are unpatentable under 35 U.S.C. § 103 over McElwain;

2. Whether claims 1–3, 6–8, 11–13, and 19 are unpatentable under 35 U.S.C. § 103 over McElwain in view of Uchida;

3. Whether claims 4, 9, and 14 are unpatentable under 35 U.S.C. § 103 over McElwain in view of Uchida and Hicks;

4. Whether claims 1–4, 6–9, 11–14, and 19 are unpatentable under 35 U.S.C. § 103 over McElwain in view of Hicks; and

5. Whether claims 1–4, 6–9, 11–14, and 19 are unpatentable under 35 U.S.C. § 103 over the 3GPP Standards in view of McElwain.

Furthermore, Petitioner requests argument on any additional issues that Patent Owner may seek to raise on oral argument, including rebuttal to any material in Patent Owner's presentation, Patent Owner's Motion to Amend and Patent's Owner's Revised Motion to Amend, any additional issues raised in papers which are yet to be filed such as Motions to Exclude, and Oppositions to Motions to Exclude,

and any other filings, motions, pleadings, or issues deemed necessary by the Board for issuing a Final Written Decision.

Given the number of combinations of prior art and number of challenged claims, Petitioner suggests that an allocation of ninety minutes of time per side would be appropriate for an oral argument in a combined hearing with IPR2020-01158, IPR2020-01159, IPR2020-001160, IPR2020-001161, and IPR2020-01162.

In accordance with the USPTO's online notice of March 13, 2020 (<https://www.uspto.gov/patents-applications-process/patent-trial-and-appealboard/hearings>), Petitioner understand that until further notice hearings will be conducted remotely by video or telephone. Accordingly, Petitioner requests the ability to participate remotely in this manner and to use screen sharing software to display demonstratives and record documents/exhibits. In the event the hearing is to be held in-person, Petitioner request the ability to use audio-visual equipment at the hearing including an Elmo, laptop, projector and screen to display demonstratives and exhibits.

Finally, Petitioner hereby notifies the Board, pursuant to the Scheduling Order (Paper 13 at 7), that it anticipates that more than five (5) individuals will attend the argument on its behalf.

Request for Oral Argument in IPR2020-01157

DATED: November 3, 2021

Respectfully Submitted,

/Brian M. Buroker/

Brian M. Buroker (Reg. No. 39,125)
GIBSON, DUNN & CRUTCHER LLP
1050 Connecticut Ave. NW
Washington, DC 20036
Phone: (202) 955-8500
Fax: (202) 467-0539
Email: bburoker@gibsondunn.com

Attorney for Petitioner Dell Inc.

CERTIFICATE OF SERVICE

The undersigned certifies service on the Patent Owner, pursuant to 37 C.F.R. § 42.6(e), by electronic (e-mail) delivery of a true copy of the foregoing PETITIONER'S OPPOSITION TO PATENT OWNER'S REVISED MOTION TO AMEND to lead and back-up counsel of record for Patent Owner as follows:

TD-PTAB@devlinlawfirm.com

nbenchell@devlinlawfirm.com

sberger@devlinlawfirm.com

ademarco@devlinlawfirm.com

dlflitparas@devlinlawfirm.com

DATED: November 3, 2021

By:

/Brian M. Buroker/

Brian M. Buroker (Reg. No. 39,125)
GIBSON, DUNN & CRUTCHER LLP
1050 Connecticut Ave. NW
Washington, DC 20036
Phone: (202) 955-8500
Fax: (202) 467-0539
Email: bburoker@gibsondunn.com

Attorney for Petitioner Dell Inc.