

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

DK CROWN HOLDINGS INC.,

Petitioner

v.

DIOGENES LIMITED,

Patent Owner

IPR2023-00268

U.S. Patent No. 11,200,779

JOINT REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a), Counsel for Petitioner, DK Crown Holdings Inc., and Patent Owner, Diogenes Limited, (collectively, “the Parties”) have conferred and jointly request oral argument in this proceeding. Oral argument is currently scheduled for February 20, 2025. The Parties request forty-five (45) minutes per side to present arguments and respond to questions from the Panel with reservation of a portion of that time for rebuttal. The Parties suggest and prefer that the oral hearing should be conducted via remote video conference. The Parties request the ability to present demonstratives and exhibits to the Board during the video conference (e.g., using a “screen share” function), and the ability to have additional counsel attend the video conference from separate locations (e.g., locations where the Parties’ in-house counsel are located).

The issues to be argued with respect to IPR2023-00268 include the following:

1. All instituted grounds of unpatentability.
2. Whether Petitioner has met its burden of proving that Challenged Claims 1-3, 5-10, 16-18, and 21-25 of the ’779 Patent are unpatentable as anticipated by Scott (US Pub. App. 2012/0309489A1, EX. 1006) under 35 U.S.C. § 102 and/or obvious under 35 U.S.C. § 103 over Scott in light of the general knowledge of a POSITA.
3. Any claim construction disputes raised by the Parties.
4. Any other outstanding issues or questions regarding Director Review or the Delegated Review Panel or otherwise previously presented in the instituted proceeding.
5. Any motions to exclude evidence raised by the Parties.
6. Any additional issues on which the Board seeks clarification.
7. Response to any issues raised by the other party, or questions raised by the Panel, during oral argument.

The Parties reserve the right to supplement or amend the foregoing statement of issues to the extent the Rules permit.

Dated: January 2, 2025

/Eliot D. Williams/ by permission, MCJ

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***Counsel for Patent Owner
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CERTIFICATE OF SERVICE

In accordance with 37 C.F.R. § 42.6(e), the undersigned certifies that on January 2, 2025, a complete and entire copy of the foregoing was served on counsel for Petitioner as follows:

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