

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GCE GAS CONTROL EQUIPMENT INC.,

Petitioner,

v.

VBOX, INC.,

Patent Owner.

IPR Case No. IPR2023-00326

U.S. Patent No. 11,389,614

**PETITIONER'S REQUEST FOR ORAL
ARGUMENT**

37 C.F.R § 42.70

Pursuant to 37 C.F.R. § 42.70(a), 35 U.S.C. § 316(a)(1), and the Board's June 28, 2023, Scheduling Order (Paper 11), Petitioner, GCE Gas Control Equipment Inc. hereby respectfully requests oral argument in this proceeding. Under the Scheduling Order, oral argument is currently scheduled for March 20, 2024.

Request for Oral Argument

Petitioner requests (without any intent to waive consideration of any issue not requested) to address the following issues at the oral argument:

- Ground 1: Claims 1-5 and 7-16 are rendered obvious by *Deane* in view of *Dubois* and *Berntson*;
- Ground 2: Claims 2, 3 and 15 are rendered obvious by *Deane* in view of *Dubois*, *Berntson* and *Hill '719*;
- Ground 3: Claim 6 is rendered obvious by *Deane* in view of *Dubois*, *Berntson* and *Basset*;
- Ground 4: Claims 1-5 and 7-16 are rendered obvious by *Deane*;
- Ground 5: Claims 2, 3, and 15 are rendered obvious by *Deane* in view of *Hill '719*;
- Ground 6: Claim 6 is rendered obvious by *Deane* in view of *Bassett*;
- Any other relevant issues related to the foregoing, including for example, claim construction, obviousness, motivation to combine, and

reasonable expectation of success;

- Any other relevant issues raised in papers filed in this proceeding, including issues raised in papers yet to be filed; and
- Any other issues that the board deems necessary for issuing a Final Written Decision, including any questions, rebuttals, or arguments that may arise during the oral argument.

Petitioner requests that the Board grant each side 60 minutes of oral argument. The Parties are in agreement that 60 minutes per side is appropriate for this proceeding. Petitioner also requests the ability to reserve a portion of its total time for presenting rebuttal arguments after Patent Owner's presentation.

Pursuant to the Scheduling Order, Petitioner has conferred with Patent Owner and the parties jointly request that the oral argument be held in-person at the USPTO's Alexandria, Virginia location.

Petitioner requests the Board provide the capability to use audio-visual equipment at the hearing, including a laptop, projector, and screen to display demonstratives and exhibits.

Dated: February 7, 2024

Respectfully submitted,

/s/ Robert M. Masters

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on February 7, 2024 a complete and entire copy of the foregoing document was filed with the PTAB through P-TACTS and served via email on attorneys of record at the following addresses:

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