UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTUIT INC.
Petitioner

v.

SAMESURF, INC.
Patent Owner

Case IPR2023-00339
U.S. Patent No. 9,185,145

JOINT REQUEST FOR ORAL ARGUMENT

Mail Stop "PATENT BOARD"
Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 42.70 and the Board's Scheduling Order dated June 28, 2023 (Paper 13), Petitioner Intuit Inc. ("Petitioner") and Patent Owner Samesurf, Inc. ("Patent Owner") (collectively, "the Parties") respectfully request oral argument on issues related to the patentability of the challenged claims of U.S. Patent No. 9,185,145 on the instituted grounds set forth in the Board's Institution Decision (Paper 12) and issues briefed with respect thereto, on any issues specified in any motions to exclude, or any other pending motions or briefing filed.

This proceeding is related to two other IPR proceedings,[1] and a similar request for oral argument is being filed concurrently in the other related IPR proceedings. Petitioner and Patent Owner have conferred regarding their requests to the Board, and they have reached agreement regarding their requests for oral argument in this proceeding and the related IPR proceedings.

The Parties respectfully request that the Board provide 120 minutes for each side to present arguments in a single hearing covering this proceeding and the related IPR proceedings. The Parties also respectfully request that the hearing, scheduled for March 27, 2024, be conducted in person at USPTO Headquarters in Alexandria, Virginia.

If oral argument will be held in person in a hearing room, the Parties request

[1] The three related IPR proceedings are IPR2023-00339, -00341, and -00342.

permission to use a computer, projector, and screen to display demonstratives and exhibits. The Parties also request that the attorneys at each counsel table be allowed to use computers.

Patent Owner does not anticipate more than six people to attend for Patent Owner if the argument is conducted in person. Petitioner does not anticipate more than five people to attend for Petitioner if the argument is conducted in person.

Date: February 14, 2024

Respectfully submitted,

/Jennifer R. Bush/
Jennifer R. Bush
Reg. No. 50,784
jbush-ptab@fenwick.com
FENWICK & WEST LLP
801 California Street
Mountain View, CA 94041
Telephone: 650.988.8500
Facsimile: 650.938.5200

Counsel for Petitioner, Intuit Inc.

/ Scott W. Hejny /
Scott W. Hejny
Reg. No. 45,882
shejny@mckoolsmith.com
McKool Smith, P.C.
300 Crescent Court, Suite 1500
Dallas, Texas 75201
Telephone: 214-978-4000
Fax: 214-978-4044

Counsel for Patent Owner, Samesurf, Inc.

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the above-captioned **JOINT REQUEST FOR ORAL ARGUMENT** is being served, in its entirety, via electronic mail on the following counsel of record for Petitioner on this 14th day of February 2024:

Jennifer R. Bush
jbush-ptab@fenwick.com

Michael J. Sacksteder
msacksteder@fenwick.com

Gregory R. Miller
gmiller@fenwick.com

Daniel Ledesma
dledesma@fenwick.com

Christopher L. Larson
clarson@fenwick.com

MCKOOL SMITH, P.C.

/ Scott W. Hejny /
Scott W. Hejny
Reg. No. 45,882