UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

VIKING DRILL & TOOL, INC.,

Petitioner,

v.

HONGJIA WANG,

Patent Owner.

Case IPR2023-00474

Patent 11,007,583

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70 and the Board's Scheduling Order (Paper 16), Patent Owner Hongjia Wang respectfully requests oral argument, as currently scheduled for April 9, 2024.[1]

Location of Argument: The parties have jointly agreed that oral argument be held virtually by videoconference.

Reservation of Time: Patent Owner requests an opportunity to reserve sur-rebuttal time to respond to rebuttal arguments by Petitioner, and an opportunity to provide a closing statement. *See, e.g., Mangrove Partners Master Fund., Ltd. et al. v. VirnetX Inc.,* IPR2015-01046/01047, Paper 60, 2 (PTAB June 2, 2016) ("Both parties may reserve some of their argument time for rebuttal, and Patent Owner will be afforded an opportunity to provide a closing statement along with any rebuttal.")

Consolidation of Argument / Total Time: In light of the overlapping subject matter and assigned members of the Board in IPR2023-00473, Patent Owner respectfully requests that the oral argument for these proceedings be merged and conducted as a single, consolidated hearing. If the Board is inclined to do so, the

[1] A substantially identical request is being made in Patent Owner's Request for Oral Argument in IPR2023-00473.

following format is respectfully suggested and has been agreed upon by the parties: 2 hours of total argument time per side.

These proceedings challenge the same patent, involve overlapping issues, and are set to be argued on the same day (April 9, 2024).

Issues for Argument: Without waiving any issue not specifically identified, Patent Owner specifies at least the following issues that it may discuss at argument:

- Whether U.S. Patent No. 11,007,583 is entitled to claim priority to PCT/CN2016/073767 and U.S. Application No. 15/847,900;
- Whether claims 1, 2, 5, 7, 8, 12015, 18, 19, and 22 of U.S. Patent No. 11,007,583 are rendered obvious under 35 U.S.C. § 103 by Wang in view of Gentry and Durfee;
- Whether claims 1, 2, 5, 7, 8, 12, 14, 15, and 19 of U.S. Patent No. 11,007,583 are rendered obvious under 35 U.S.C. § 103 by Bannister in view of Zhou or Welty;
- Whether claims 13, 18, and 22 of U.S. Patent No. 11,007,583 are rendered obvious under 35 U.S.C. § 103 by Bannister in view of Zhou, Welty, and Korb;
- Whether claims 1, 2, 5, 8, 13-15, and 19 of U.S. Patent No. 11,007,583 are anticipated under 35 U.S.C. § 102 by Zhou;

- Whether claims 1, 2, 5, 7, 8, 12-15, 18, 19, and 22 of U.S. Patent No. 11,007,583 are rendered obvious under 35 U.S.C. § 103 by Zhou in view of Bannister, Gentry, and Durfee;
- Whether claims 1, 2, 7, 19, and 22 of U.S. Patent No. 11,007,583 are rendered obvious under 35 U.S.C. § 103 by Welty in view of Bannister, Durfee, and Korb;
- Whether claims 5, 8, 12-15, and 18 of U.S. Patent No. 11,007,583 are rendered obvious under 35 U.S.C. § 103 by Welty in view of Bannister, Durfee, Korb, and Zhou;
- Issues related to claim construction;
- Any motion to exclude filed by the parties;
- 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, rebuttal, or arguments that may arise during the oral argument.

If the Board wishes for any specific issues or questions to be addressed, Patent Owner respectfully requests the Board's advance guidance.

Equipment: Patent Owner requests teleconference software (e.g., Zoom, Teams, etc.) with the ability to display possible demonstratives and exhibits during the remote hearing.

Dated: February 27, 2024 Respectfully submitted,

/Kelly W. Cunningham/

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Dated: February 27, 2024 */Aaron P. McGushion/*

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CERTIFICATION OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e)(4) and 42.205(b) and the agreement of the parties, the undersigned certifies that on February 27, 2024, a true and correct copy of the **PATENT OWNER'S REQUEST FOR ORAL ARGUMENT** was served by electronic mail upon the following:

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