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Subject: IPR2023-00153, IPR2023-00154, and IPR2023-00568: Oral Hearing
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Dear Board,

Earlier today, the Board granted Petitioner's Request for Oral Argument in IPR2023-00153, IPR2023-00154, and IPR2023-00568. In the corresponding order—and consistent with the scheduling order in each case (*e.g.*, IPR2023-00153, Paper 14 at 4 (modifying scheduling order))—the Board ordered an oral hearing date of July 2, 2024. *E.g.*, IPR2023-00153, Paper 20 at 2.

Petitioner respectfully requests that the oral hearing be rescheduled to the week of July 15-19, 2024. Good cause exists for the rescheduling. As an initial matter, Petitioner recognizes that the Board has declined to extend the IPR final written decision deadlines, and that the earlier two of the three IPRs' deadlines remain September 5, 2024. *See* IPR2023-00153, Paper 18 at 6. Petitioner is also mindful that the Board has already extended the oral hearing date originally set in the earlier two IPRs. *E.g.*, IPR2023-00153, Paper 14 at 4. However, with the currently scheduled oral hearing date of July 2, demonstrative exhibits for the oral hearing must be served by June 21. 37 CFR § 42.70(b) ("Demonstrative exhibits must be served at least seven business days before the oral argument...."). This would require both parties to prepare and serve demonstratives before Patent Owner's June 25 deadline to file a petition for certiorari in the parallel litigation. *See* IPR2023-00153, Paper 14 at 2-3 (discussing Patent Owner's June 25 petition for certiorari deadline). Should Patent Owner thereafter not file a petition, the parties will have therefore expended unnecessary resources. By rescheduling the oral hearing to the week of July 15-19, demonstratives would instead be due July 4-11, which would allow the parties to defer preparation and service of demonstratives until after June 25 and would allow sufficient time for doing so.

Petitioner conferred with Patent Owner, who does not oppose the request.

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