

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SAMSUNG BIOEPIS CO., LTD.,
Petitioner

v.

ALEXION PHARMACEUTICALS, INC.,
Patent Owner

Case IPR2023-00998
U.S. Patent No. 9,718,880 B2

PETITIONER'S REQUEST FOR ORAL HEARING

Pursuant to 37 C.F.R. § 42.70(a), Petitioner Samsung Bioepis Co., Ltd. requests an oral hearing on all grounds of unpatentability raised in this proceeding. Petitioner also requests oral hearing on any issues raised by Patent Owner in its Request for Oral Hearing, any procedural or evidentiary issues raised by the parties, and any additional issues or questions raised by the Board or the parties before or during the oral argument.

Petitioner requests a single oral hearing to address IPR2023-00933, IPR2023-00998, IPR2023-00999, IPR2023-01069, and IPR2023-01070. Petitioner requests 60 minutes to address all of the issues involved in these five proceedings. To the extent the Board schedules the hearing to last more than 120 minutes total or provides further opportunity to address the issues (such as a closing statement), however, Petitioner requests that it should be given an equal opportunity to Patent Owner.

Petitioner further requests that it be permitted to speak first at oral argument as the party bearing the burden of showing the unpatentability of the challenged claims, and that it be permitted to reserve time for rebuttal following Patent Owner's allotted argument time.

Petitioner requests that the oral hearing be held in-person at the USPTO headquarters in Alexandria, Virginia, to the extent practicable including the capacity

of the hearing room. Petitioner believes that there will be no more than four attorneys and clients present for this oral hearing on behalf of Petitioner.

Petitioner also requests that its attorneys be allowed to use computers at the hearing (in addition to the counsel making the argument using his or her computer to show the demonstratives) to avoid the need for the parties to bring entire paper copies of the record into the hearing room and to facilitate efficient answering of panel questions. Petitioner further requests the use of audio-visual equipment suitable to display papers of record and demonstrative exhibits, including a computer-connectable projector, an ELMO, and a screen. If this request for oral argument is granted, Petitioner will direct its requests for audio-visual equipment to Trials@uspto.gov.

Petitioner further requests the services of a court reporter to transcribe the proceeding.

Dated: August 7, 2024

Respectfully submitted,

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By: /Michelle S. Rhyu/
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Counsel for Petitioner

CERTIFICATE OF SERVICE

I hereby certify, pursuant to 37 C.F.R. Section 42.6, that a complete copy of the attached **PETITIONER'S REQUEST FOR ORAL HEARING** and related documents are being served via electronic mail on August 7, 2024, upon the Patent Owner's attorneys of record in this proceeding as follows:

Gerald J. Flattmann, Jr.
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DATED: August 7, 2024

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