UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Mercedes-Benz USA, LLC,
Petitioner,

v.

Yechezkal Evan Spero,
Patent Owner.

IPR2023-01027
Patent 10,894,503

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Filed on behalf of Petitioner:
Celine Jimenez Crowson (Reg. No. 40,357)
Joseph J. Raffetto (Reg. No. 66,218)
Scott Hughes (Reg. No. 68,385)
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Pursuant to 37 C.F.R. § 42.70(a) and the Board's Scheduling Order issued January 17, 2024 (Paper 12), Petitioner Mercedes-Benz USA, LLC ("**Petitioner**") respectfully requests oral argument in this proceeding (the "**1027 IPR**"), currently scheduled for October 16, 2024. Petitioner further requests that oral argument in this proceeding be consolidated with oral argument in related proceeding IPR2023-01026 (the "**1026 IPR**") (also for U.S. Patent No. 10,894,503 (the "**'503 Patent**")). Petitioner requests 75 minutes of argument per side in the requested consolidated hearing, and requests that the oral argument take place in person at the USPTO's Alexandria, Virginia headquarters. The parties have conferred, but do not agree on the amount of time or location for oral argument.

Petitioner requests that the following issues to be argued in the consolidated proceeding:

- Whether claims 1-4, 7, 10-17, 19, 20, 21-23, 25, 26, 27, 30-36 of the '503 Patent are anticipated or rendered obvious by U.S. Patent Application Publication No. 2003/0137849 ("**Alden**");
- Whether claims 5, 28-29 of the '503 Patent are rendered obvious by Alden in view of WIPO Patent Publication No. 2001/001038A1 ("**Harbers**");
- Whether claim 6 of the '503 Patent are rendered obvious by Alden in view of U.S. Patent No. 4,970,628 ("**Bergkvist**");

- Whether claims 8, 18, 24 of the ’503 Patent are rendered obvious by Alden in view of U.S. Patent No. 6,144,158 (“**Beam**”);
- Whether claim 9 of the ’503 Patent is rendered obvious by Alden in view of U.S. Patent No. 6,049,749 (“**Kobayashi**”);
- Whether claims 37-44, 47, 50-56, 58-59, 60-62, 64-65, 70 of the ’503 Patent is rendered obvious by Alden, alone or in view of WIPO Patent Publication No. 2001/070538 (“**Stam**”);
- Whether claims 45, 68-69 of the ’503 Patent is rendered obvious by Alden (alone or in view of Stam) in view of Harbers;
- Whether claim 46 of the ’503 Patent is rendered obvious by Alden (alone or in view of Stam) in view of Bergkvist;
- Whether claims 48, 57, 63 of the ’503 Patent is rendered obvious by Alden (alone or in view of Stam) in view of Beam;
- Whether claim 49 of the ’503 Patent is rendered obvious by Alden (alone or in view of Stam) in view of Kobayashi;
- Whether claims 66-67 of the ’503 Patent is rendered obvious by Alden (alone or in view of Stam) in view of WIPO Patent Publication No. 2002/004247A1 (“**Braun**”);
- Any issues Petitioner raised in its Petitions and Replies to the Petitions;

- Any issues Patent Owner raised in the Responses and Sur-Replies to the Petitions;
- Any issues specified by Patent Owner in its requests for oral argument;
- Any issues raised in motions to exclude (if any), or any other motion or paper filed in the 1026 and 1027 IPR proceedings; and
- Any other issues that the Board deems necessary for issuing a Final Written Decision.

Petitioner also requests permission to use audio and visual equipment to display demonstratives and exhibits during the hearing.

Dated: September 4, 2024 Respectfully submitted,

/s/ Joseph J. Raffetto

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Counsel for Petitioner Mercedes-Benz USA, LLC

Certificate of Service

Pursuant to 37 C.F.R. § 42.6(e), this is to certify that on this 4th day of September, 2024, I caused to be served a true and correct copy of the foregoing **PETITIONER'S REQUEST FOR ORAL ARGUMENT** by e-mail on the following parties (as agreed in the Patent Owner's Updated Mandatory Notice):

Sangeeta G. Shah (Lead Counsel)
Jeffrey M. Szuma (Back-up Counsel)
Andrew B. Turner (Back-up Counsel)
Bernard P. Tomsa (Back-up Counsel)
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/s/ *Ky-Yen Wong*
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