UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BAYER CROPSCIENCE LP, MONSANTO COMPANY, AND INARI AGRICULTURE, LLC[1]

Petitioners,

v.

CORTEVA AGRISCIENCE LLC,

Patent Owner.

Case No. IPR2023-01038
U.S. Patent No. 11,299,745

PETITIONERS' REQUEST FOR ORAL ARGUMENT

[1] The Board joined Inari Agriculture, Inc. as a party (Petitioner) to this proceeding in a Motion for Joinder in IPR2024-00181.

Pursuant to 37 C.F.R. § 42.70(a) and DUE DATE 4 of the Board's Scheduling Order (Paper 13), Petitioners Bayer CropScience LP and the Monsanto Co. (collectively, "Petitioners") respectfully request oral argument, which is currently scheduled to take place on September 24, 2024. Petitioners specify, without intent to waive consideration of any issue not listed below, the following issues for argument:

1. Unpatentability of the challenged claims on all instituted grounds;

2. Any motion to exclude filed in this proceeding or any other paper filed by either party before oral argument;

3. Any additional issues identified in Patent Owner's request for oral argument; and

4. Any additional issues that may affect the Board's determinations in this proceeding or that the Board deems necessary for issuing a final written decision.

REQUESTED ARGUMENT DURATION

Requests for oral argument in the related IPR proceedings (IPR2023-01036 and IPR2023-01037) are being filed concurrently with this request. Petitioners respectfully request that oral argument be consolidated for this proceeding and those related proceedings. With respect to the amount of time for oral argument, Petitioners and Patent Owner have met and conferred, and the parties agree that each

side should be allotted one (1) hour to present their respective arguments, including any time for rebuttal, for a total argument time of two (2) hours.

EQUIPMENT REQUEST, VENUE, AND ATTENDEES

Petitioners respectfully express a preference that the oral argument hearing, scheduled for September 24, 2024, be conducted in person at the U.S. Patent & Trademark Office's ("USPTO's") headquarters in Alexandria, Virginia.

If oral argument will be held in person, Petitioners request permission to use a computer, projector, and screen to display demonstratives and exhibits. Petitioners also request that the attorneys at Petitioners' counsel table be allowed to use computers.

In addition, if oral argument will be held in person, Petitioners hereby notify the Board that it expects that more than five individuals will attend the argument on their behalf, if such a number of attendees can be accommodated by the Board.

Should the parties be unable to present oral argument in person, Petitioners respectfully request that the oral argument be conducted by videoconference, and Petitioners request the ability to display demonstratives and exhibits to the Board remotely.

Dated: August 6, 2024

Respectfully submitted,
/Dov P. Grossman/
Dov P. Grossman
Reg. No. 72,525
Lead Counsel for Petitioners

CERTIFICATE OF SERVICE
(37 C.F.R. § 42.6(e))

The undersigned hereby certifies that on August 6, 2024, I caused a true and correct copy of the foregoing Petitioners' Request for Oral Argument to be served on the following via e-mail at:

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Date: August 6, 2024