

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PELOTON INTERACTIVE, INC.,
Petitioner,

v.

NEC CORPORATION,
Patent Owner.

Case IPR2023-01239
U.S. Patent No. 8,752,101

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Board's Scheduling Order (Paper No. 17), Petitioner respectfully requests that oral argument be held on the currently scheduled November 22, 2024 date (*see* Paper No. 17). Petitioner requests to present arguments on the following issues:

1. The grounds of unpatentability identified in the Petitions;
2. Any issue raised by any party in a motion to exclude, objections to demonstrative exhibits, or any other motion or paper filed by any party before oral argument;
3. Any further response to Patent Owner's presentation on all matters; and
4. Any other issues that the Board deems necessary for issuing a final written decision.

Petitioner respectfully requests 60 minutes per side of argument time. Petitioner requests that oral argument be conducted virtually by videoconference.¹ If the Board agrees to conduct the oral argument virtually, Petitioner requests the ability to present demonstratives and exhibits to the Board remotely. Further,

¹ Pursuant to the Scheduling Order (Paper 17 at 7), the parties met and conferred and Patent Owner stated that it does not oppose Petitioner's request for oral argument and does not oppose the duration and location (remote) of oral argument set forth in Petitioner's request.

Petitioner requests the ability to have additional counsel (including backup counsel) and one or more client representatives attend the argument from separate locations.

Date: October 10, 2024

Respectfully submitted,

By /Scott C. Weidenfeller/

Scott C. Weidenfeller

Registration No.: 54,531

Anupam Sharma

Registration No.: 55,609

Counsel for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, I hereby certify that the foregoing Petitioner's Request for Oral Argument was served by electronic mail today on the following counsel of record for Patent Owner:

Eliot Williams (eliot.williams@bakerbotts.com; dlbbnec@bakerbotts.com)
Robert Maier (robert.maier@bakerbotts.com)
Jennifer Tempesta (jennifer.tempesta@bakerbotts.com)
Michael Knierim (michael.knierim@bakerbotts.com)
Nicholas Palmieri (nick.palmieri@bakerbotts.com)
BAKER BOTTS L.L.P.

And with courtesy copy to:

Darren Franklin (dfranklin@sheppardmullin.com)
Daniel Yannuzzi (dyannuzzi@sheppardmullin.com)
Mark W. Catanese (mcatanese@sheppardmullin.com)
SHEPPARD, MULLIN, RICHTER & HAMPTON

Date: October 10, 2024

/Scott C. Weidenfeller/
Scott C. Weidenfeller
Registration No.: 54,531