UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PELOTON INTERACTIVE, INC.,
Petitioner,

v.

NEC CORPORATION,
Patent Owner.

Case IPR2023-01240
U.S. Patent No. 9,769,427

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 8, 2024 date (*see* Paper No. 17). Petitioner submits that the two proceedings, IPR2023-01240 and IPR2023-01241, involve overlapping issues and thus should be addressed during a joint oral argument. 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 of combined argument time per side for these two proceedings.

Petitioner requests that oral argument be conducted virtually by videoconference.[1] If the Board agrees to conduct the oral argument virtually,

[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

Petitioner requests the ability to present demonstratives and exhibits to the Board remotely. Further, Petitioner requests the ability to have additional counsel (including backup counsel) and one or more client representatives attend the argument from separate locations.

Date: September 25, 2024

Respectfully submitted,

By /Scott C. Weidenfeller/
Scott C. Weidenfeller
Registration No.: 54,531
Anupam Sharma
Registration No.: 55,609
Counsel for Petitioner

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argument and does not oppose the duration and location (remote) of oral argument set forth in Petitioner's request.

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)
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And with courtesy copy to:

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SHEPPARD, MULLIN, RICHTER & HAMPTON

Date: September 25, 2024

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