

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HESAI TECHNOLOGY CO., LTD.
Petitioner,

v.

OUSTER, INC.,
Patent Owner

IPR2023-01456
Patent 11,178,381

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Board's Scheduling Order (Paper 9), Petitioner submits this Request for Oral Argument on all of the instituted unpatentability grounds regarding U.S. Patent No. 11,178,381. Petitioner requests 45 minutes per party of total oral argument time for the combined proceedings in IPR2023-01456 and -01457. At the oral argument, Petitioner requests (without waiving consideration of any issue not listed below) to address the following issues:

1. Whether claims 1-3, 6-8, 10-11 and 14-17 are unpatentable over Retterath (US Patent No. 10,203,399 B2) and Borowski (U.S. Patent Pub. 2013/0300838A1) pursuant to 35 U.S.C. §103;
2. Whether claims 6–8 and 17 are unpatentable over Retterath, Borowski and Hipp (US Patent 7,787,105 B2) pursuant to 35 U.S.C. §103;
3. Whether claims 1-3, 5-8 and 10-13 are unpatentable over Retterath, Borowski, and Pacala (U.S. Patent Pub. 2014/0211194 A1) pursuant to 35 U.S.C. §103;
4. Whether claims 1-3, 6–8 and 10–17 are unpatentable over Retterath, Borowski, and Weimer (US Patent No. 8,736,818B2) pursuant to 35 U.S.C. §103;

5. Whether claims 1-3, 5-8 and 10–13 are unpatentable over Retterath, Borowski, Weimer and Pacala pursuant to 35 U.S.C. §103;
6. Whether claims 6-8 and 17 are unpatentable over Retterath, Borowski, Weimer and Hipp pursuant to 35 U.S.C. §103;
7. Whether claims 6-8 and 17 are unpatentable over Retterath, Borowski, Weimer, Hipp and Pacala pursuant to 35 U.S.C. §103;
8. Whether claims 1-3 and 10-16 are unpatentable over Imai (US Patent Pub. US 2016/0274223 A1) and Higashi (JP 2015-78953) pursuant to 35 U.S.C. §103;
9. Whether claims 6-8 and 17 are unpatentable over Imai, Higashi and Grzesik (US Patent Pub. US 2017/0040368 A1) pursuant to 35 U.S.C. §103;
10. Whether claim 5 is unpatentable over Imai, Higashi and Pacala pursuant to 35 U.S.C. §103;
11. Any claim construction issues;
12. Any procedural and/or evidentiary issues;
13. Rebuttal to Patent Owner's presentation on all matters; and

14. Any additional issues on which the Board seeks clarification.

Petitioner requests a “video hearing” (remote connection), with each side having 45 minutes to present arguments in for the combined proceedings in IPR2023-01456 and -01457. *See* Scheduling Order (paper 9), p. 6. To the extent the Board schedules the hearing to last more than 90 minutes, Petitioner requests that it be given half the length of the hearing to address these issues.

Respectfully submitted,

Dated: November 18, 2024

/Michael T. Hawkins/

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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(1) and 42.6(e)(4)(iii), the undersigned certifies that on November 18, 2024, a complete and entire copy of this Petitioner's Request for Oral Argument was provided by email to the Patent Owner by serving the email correspondence addresses of record as follows:

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