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On behalf of **lululemon usa inc.**

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LULULEMON USA INC.,
Petitioner,

v.

NIKE, INC.,
Patent Owner.

Case IPR2024-00159
Patent 9,375,046

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Scheduling Order (Paper 8), Petitioner lululemon usa inc. (“Petitioner”) respectfully requests that the Board hear oral argument on the instituted grounds in IPR2024-00159 regarding U.S. Patent No. 9,375,046 (“’046 Patent”). The Board has currently scheduled oral argument for February 26, 2025. (Paper 8). Pursuant to the notice in the Scheduling Order (Paper 8 at 6), Petitioner submits its preference: (1) for an in-person hearing; and (2) that the hearing be conducted at the USPTO headquarters in Alexandria, Virginia.

Petitioner requests (without waiving consideration of any issue not listed below) to address the following issues:

- The grounds on which trial was instituted, including all issues raised in the parties’ briefing and evidence submitted in connection with the instituted grounds;
- Issues in other briefing, such as any Motion to Exclude yet to be filed; and
- Any other issues the Board deems necessary for issuing a final written decision.

Petitioner believes an oral argument allowing 45 minutes per side would be sufficient. Petitioner currently anticipates that no more than five (5) individuals will attend the oral argument on its behalf. Petitioner requests permission to use audio/visual equipment to display demonstrative exhibits.

lululemon v. Nike
IPR2024-00159

Respectfully submitted,

KNOBBE, MARTENS, OLSON & BEAR, LLP

Dated: January 10, 2025

/Jacob L. Peterson/
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CERTIFICATE OF SERVICE

The undersigned hereby certifies service on the Patent Owner, pursuant to 37 C.F.R. § 42.6(e) and by agreement of counsel, by electronic (e-mail) delivery of a true copy of the foregoing **PETITIONER'S REQUEST FOR ORAL ARGUMENT** is being served electronically on January 10, 2025, to the following Counsel for Patent Owner via the e-mail addresses shown below:

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