From:	Trials
To:	Andrew Patrick; Grace Kim; AppleIPR911; AppleIPR223; AppleIPR507-2; IPR50095-0135IP2; IPR50095-0136IP2; IPR50095-0132IP2
Cc:	Trials
Subject:	RE: IPR2024-00296, -00294, -00290: Request for an Oral Hearing Date Change
Date:	Thursday, February 20, 2025 10:14:34 AM

Counsel,

The Board can accommodate the parties' joint request to move the hearing date to April 2, 2025 for IPR2024-00290 and -00296. The hearings will begin at 1:00 p.m. A hearing order will follow at a later date.

Regards,

Andrew Kellogg,
Deputy Chief Clerk, Trials
Patent Trial and Appeal Board
USPTO
andrew.kellogg@uspto.gov
(571) 272-5366

From: Andrew Patrick <patrick@fr.com>
Sent: Friday, February 14, 2025 7:12 PM
To: Trials <Trials@USPTO.GOV>; Grace Kim <gkim@fr.com>; AppleIPR911 <AppleIPR911@knobbe.com>; AppleIPR223 <AppleIPR223@knobbe.com>; AppleIPR507-2 <AppleIPR507-2@knobbe.com>; IPR50095-0135IP2 <IPR50095-0135IP2@fr.com>; IPR50095-0136IP2 <IPR50095-0136IP2@fr.com>; IPR50095-0132IP2 <IPR50095-0132IP2@fr.com>
Subject: RE: IPR2024-00296, -00294, -00290: Request for an Oral Hearing Date Change

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Your Honors,

Thank you for your email. The parties have conferred, and to avoid conflict with the PTAB Bar Association Conference, Petitioner Apple and Patent Owner Masimo jointly request that the Board look into April 2 as the potential date for oral hearings in IPR2024-00290 and IPR2024-00296.

The parties appreciate the Board's consideration of this request and, should the Board desire a related call, the parties will provide their joint availability.

Respectfully,

Andrew Patrick
Counsel for Petitioner Apple

From: Trials <Trials@USPTO.GOV>
Sent: Friday, February 07, 2025 11:43 AM
To: Grace Kim <gkim@fr.com>; AppleIPR911 <AppleIPR911@knobbe.com>; AppleIPR223 <AppleIPR223@knobbe.com>; AppleIPR507-2 <AppleIPR507-2@knobbe.com>; IPR50095-0135IP2 <IPR50095-0135IP2@fr.com>; IPR50095-0136IP2 <IPR50095-0136IP2@fr.com>; IPR50095-0132IP2 <IPR50095-0132IP2@fr.com>
Cc: Trials <Trials@USPTO.GOV>
Subject: RE: IPR2024-00296, -00294, -00290: Request for an Oral Hearing Date Change

[This email originated outside of F&R.]

Counsel,

We have reviewed your request and understand your reasoning for different hearing dates, however, we have conflicts with the newly proposed dates for the -290 and -296 cases. In light of that, we plan to move forward with the March 20 hearing date as planned for the -290 and -296 cases. We do not believe that arguing two largely unrelated cases on the same date will pose too much of a burden on the parties or the Board, and prefer to conduct both hearings on the same day for overall efficiency. We also note that the hearings will not take more than 2 hours each based on the parties' recent oral hearing requests.

Although we maintain the March 20 hearing date for the -290 and -296 cases for now, we could look into hearing availability of other dates to avoid the PTAB Bar Conference, if the following potential dates work for the parties. The dates that may work are March 18 and 19 and April 2 and 3, with both hearings occurring on one of those dates rather than on March 20. Please let us know if you would like us to look into any of these other potential dates.

Thank you for confirming the oral hearing date for IPR2024-00294, which is now May 22, 2025.

Regards,

Franchesca I. Alicea Villanueva

Supervisory Paralegal
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Grace Kim <gkim@fr.com>
Sent: Thursday, February 6, 2025 2:48 PM
To: Trials <Trials@USPTO.GOV>
Cc: AppleIPR911 <AppleIPR911@knobbe.com>; AppleIPR223 <AppleIPR223@knobbe.com>; AppleIPR507-2 <AppleIPR507-2@knobbe.com>; IPR50095-0135IP2 <IPR50095-0135IP2@fr.com>; IPR50095-0136IP2 <IPR50095-0136IP2@fr.com>; IPR50095-0132IP2 <IPR50095-0132IP2@fr.com>
Subject: IPR2024-00296, -00294, -00290: Request for an Oral Hearing Date Change

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Your Honors,

Both to avoid conflict with the upcoming March 19-21 PTAB Bar Association Conference, and to allow for different hearing dates for each of the three substantively unrelated proceedings, Petitioner Apple and Patent Owner Masimo jointly request adjustment of the March 20 oral hearing dates in each of IPR2024-00296 ('911 patent), IPR2024-00294 ('507 patent), and IPR2024-00290 ('223 patent).

More specifically, and consistent with the Board's 1/31/25 email in IPR2024-00294, the parties jointly request that the oral hearing date for IPR2024-00294 be moved to May 22. The parties appreciate the panel's willingness to accommodate that date. Per the Board's request, the parties are in view of that date working together on a revised schedule, and anticipate presenting that revised schedule for the Board's consideration shortly.

The parties have conferred with respect to IPR2024-00296 and IPR2024-00290, and if feasible for the Board, jointly request to adjust the March 20 hearing dates as follows:

- IPR2024-00296: any of March 25, March 26, March 27, or March 28;
- IPR2024-00290: any of March 27, March 28, April 10, or April 11.

If the above-listed hearing dates are not feasible for the Board in view of scheduling constraints, the parties will confer and determine availability as to any alternative dates that the Board might offer.

The parties appreciate the Board's consideration of this request and, should the Board desire a related call, the parties will provide their joint availability.

Respectfully,

Grace Kim

Counsel for Petitioner Apple

Grace Kim :: Principal :: Fish & Richardson P.C.
612 337 2510 direct :: gkim@fr.com
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