

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TESLA, INC.,

v.

GRAPHITE CHARGING COMPANY LLC,
Patent Owner.

Case No. IPR2024-00387
Patent No. 8,103,391

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70 and the Board’s August 13, 2024 Scheduling Order (Paper 16) (the “Scheduling Order”), Petitioner Tesla, Inc. (“Petitioner”) respectfully requests oral argument in connection with this proceeding (IPR2024-00387). Per the Scheduling Order, the oral argument will take place on May 6, 2025.

Petitioner requests sixty (60) minutes in which to present its arguments for the IPR proceeding. Consistent with Patent Owner’s request for a virtual hearing (Paper 28), Petitioner is also available to conduct the hearing via a suitable videoconferencing platform.

To comply with 37 C.F.R. § 42.70(a)’s requirement that this request “must specify the issues to be argued,” and without waiving argument on any issue not specifically identified below, Petitioner specifies at least the following issues to be argued:

- That per 35 U.S.C. § 103, claims 1, 4-8, 11-15, and 18-20 of U.S. Patent No. 8,103,391 are anticipated by U.S. Patent No. 5,596,258 to Kimura (“Kimura”);
- That per 35 U.S.C. § 103, claims 2, 5, 9, 12, and 16 of U.S. Patent No. 8,103,391 are obvious over Kimura in view of U.S. Patent No. 5,650,710 to Hotta (“Hotta”);

- That per 35 U.S.C. § 103, claims 3, 10, and 17 of U.S. Patent No. 8,103,391 are obvious over Kimura in view of in view of U.S. Patent No. 5,659,240 to King (“King”);
- That per 35 U.S.C. § 102, claims 1, 2, 4-9, 11-16, and 18-20 of U.S. Patent No. 8,103,391 are anticipated by U.S. Patent No. 5,696,367 to Keith (“Keith”);
- That per 35 U.S.C. § 103, claims 3 and 8-19 of U.S. Patent No. 8,103,391 are obvious over Keith;
- That per 35 U.S.C. § 103, claims 6 and 16 of U.S. Patent No. 8,103,391 are obvious over Keith in view of U.S. Patent No. 5,548,200 to Nor (“Nor”); and
- Any other issues that the Board deems necessary for issuing a final written decision in this proceeding.

Dated: March 26, 2025

Respectfully Submitted,

/ Alexander B. Stein /

Alexander B. Stein, Reg. No. 71,397

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e)(4), lead counsel for Petitioner hereby certifies that on March 26, 2025 a copy of this PETITIONER’S REQUEST FOR ORAL ARGUMENT was served via email to the counsel of record:

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Dated: March 26, 2025

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