IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION

Petitioners,

v.

PROXENSE, LLC

Patent Owner

IPR2024-00407

U.S. Patent No. 9,679,289 B1

PATENT OWNER'S REQUEST FOR ORAL ARGUMENTS

UNDER 37 C.F.R. § 42.70

Pursuant to 37 C.F.R. § 42.70(a), Patent Owner Proxense, LLC ("Patent Owner" or "Proxense") respectfully submits this Request for Oral Arguments on the following:

1. The instituted grounds of unpatentability as detailed in the Institution Decision;
2. The construction of the claims, including but not limited to:
    a. The invocation of 35 U.S.C. § 112(f) for reciting functions performed by general-purpose computers;
    b. Construction of the term "receive decoder circuit (RDC);"
    c. Construction of the term "local secured information;" and
    d. Construction of the term "enablement signal";
3. Any additional matters raised previously in these proceedings the Board may wish the parties to discuss.

Patent Owner provides the foregoing listing of issues without waiving consideration of any unlisted issue.

Consolidation of Hearings

Patent Owner respectfully requests a consolidated hearing with IPR2024-00405 and IPR2024-00573 of no more than 120 minutes (i.e., 60 minutes per side) in length. Consolidation of the hearings will provide a more efficient use of the Office's time and resources because: 1) the proceedings involve the same parties; 2) the proceedings concern patents within the same family; 3) the same prior art references are asserted in each of the proceedings; and 4) the construction of the same claim terms are at issue.

Microsoft Corporation is the Petitioner in each of IPR2024-00405, IPR2024-00407, and IPR2024-00573. Accordingly, the proceedings involve the same parties.

Additionally, at issue in IPR2025-00505 is the validity of U.S. Patent No. 10,073,960, which is a continuation of U.S. Patent No. 9,679,289 at issue in these proceedings, which claims priority to U.S. Patent No. 8,646,042 at issue in IPR2024-00573. Accordingly, IPR2024-00405, IPR2024-00407, and IPR2024-00573 concern patents within the same family.

Furthermore, the same combinations of U.S. Publication No. 2004/0255139 (Giobbi-139), U.S. Publication No. 2007/0245157 (Giobi-157), and U.S. Patent No. 9,042,819 (Dua) are asserted in each of IPR2024-00405, IPR2024-00407, and IPR2024-00573. Furthermore, each proceeding asserts European Patent No. EP 1 536 306 (Broadcom). Accordingly, the same prior art references are asserted in each proceeding.

Finally, there is substantial overlap of the claim terms to be construed in each of IPR2024-00405, IPR2024-00407, and IPR2024-00573, as indicated in the table below.

	Proceedings		
Claim Term to Be Construed	IPR2024-00405	IPR2024-00407	IPR2024-00573
Local Secure Information	✓	✓	
Receiver Decoder Circuit (RDC)		✓	✓
Wireless Communication Interface	✓		
Personal Digital Key (PDK)			✓
Enablement Signal	✓	✓	✓

Given the above overlap of issues, identical parties, and the related patents at issue, consolidating oral hearings for IPR2024-00405, IPR2024-00407, and IPR2024-00573 provides the most efficient use of the Office's time and resources.

Video Hearing Requested

Patent Owner respectfully requests that the oral argument be held virtually by videoconference.

Dated: March 10, 2025

Respectfully submitted by,

/s/David L. Hecht

David L. Hecht (Lead Counsel)
(Reg. No. 61,618)
dhecht@hechtpartners.com
HECHT PARTNERS LLP
125 Park Avenue, 25th Floor
New York, NY 10017
P: (212) 851-6821

CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6(e)

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certifies that the following document was served on March 10, 2025 by e-mailing copies to the e-mail addresses as provided in Petitioner's Petition.

Dated: March 10, 2025

Respectfully submitted by,

/s/David L. Hecht

David L. Hecht (Lead Counsel)
(Reg. No. 61,618)
dhecht@hechtpartners.com
HECHT PARTNERS LLP
125 Park Avenue, 25th Floor
New York, NY 10017
P: (212) 851-6821