

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LULULEMON USA INC.,

Petitioner,

v.

NIKE, INC.,

Patent Owner.

Case IPR2024-00460

Patent No. 8,266,749

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70 and the Board’s Scheduling Order dated August 9, 2024 (Paper 9), Patent Owner Nike, Inc. (“Nike”) requests Oral Argument on issues related to patentability of claims 1–21 of U.S. Patent No. 8,266,749 (“’749 patent”) addressed in the following Papers:

- Petitioner lululemon usa inc.'s (“lululemon”) Petition dated January 12, 2024 (Paper 1);
- Nike’s Preliminary Response dated May 13, 2024 (Paper 7);
- The Board’s Institution Decision dated August 9, 2024 (Paper 8);
- Nike’s Response dated October 30, 2024 (Paper 15);
- lululemon’s Reply dated January 22, 2025 (Paper 17); and
- Nike’s Sur-Reply dated March 5, 2025 (Paper 20).

Nike’s request additionally encompasses the following:

- Response to any issues specified by lululemon in its motion to exclude evidence (if applicable);
- Procedural, evidentiary, or other issues raised by the parties or the Board; and
- Any other outstanding motions or pleadings, and other issues that the Board deems necessary to issue a Final Written Decision.

Nike prefers that oral argument be held in person at USPTO headquarters in Alexandria, VA. Nike believes that the parties need sixty (60) minutes per side for

oral argument, and respectfully requests the opportunity to reserve a portion of time for rebuttal. Nike also requests permission to display demonstratives and exhibits during Oral Argument.

Dated: March 24, 2025

/s/ Christopher J. Renk

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on March 24, 2025, I caused a true and correct copy of **PATENT OWNER'S REQUEST FOR ORAL ARGUMENT** to be served by electronic mail on Petitioners' counsel at the following email addresses:

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