UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FOX Factory, Inc.,

Petitioner,

v.

SRAM, LLC,

Patent Owner.

Case No. IPR2024-00491

U.S. Patent No. 10,328,993

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Scheduling Order (Paper 12), Patent Owner SRAM, LLC ("Patent Owner") respectfully requests an opportunity to present oral argument regarding the patentability of the challenged claims of U.S. Patent No. 10,328,993 ("the '993 Patent") preferably to be held in person. Patent Owner has conferred with Petitioner and the parties agree to conduct oral argument in person. The Board has already preliminarily scheduled an Oral Argument for this matter on May 15, 2025. *See* Paper 12 at 11.

Patent Owner respectfully requests that the Board provide Patent Owner sixty (60) minutes in which to present its arguments, and provide Petitioner with the same amount of time to present its arguments. To the extent that the Board schedules the hearing to last shorter or longer, Patent Owner requests that it be given half the length of the scheduled hearing time to address its issues.

With regard to the '993 Patent, and without waiving consideration of any other issue not listed below, Patent Owner requests to address the following issues, including all instituted grounds for claims 1–4, 6, 8, 10, 12, 14–18, 20, 22, 24, 26–29, 31, 33–38, 40, 42, 44, 46–49, 51, 53, and 56–64 of the '993 Patent:

1. Whether Petitioner has met its burden of proving that claims 1–4, 6, 8, 10, 12, 14–18, 20, 22, 24, 26–29, 33–38, 40, 42, 44, 46–49, 53, and 56–63 of the '993 Patent are unpatentable as obvious under 35 U.S.C. § 103 over *Denk* in view of *Moechnig*.

2. Whether Petitioner has met its burden of proving that claims 31, 51, and 64 of the '993 Patent are unpatentable as obvious under 35 U.S.C. § 103 over *Denk* in view of *Moechnig* and *Schroeder*.
3. Whether Petitioner has met its burden of proving that claims 1–4, 6, 8, 10, 12, 14–18, 20, 22, 24, 26–29, 33–38, 40, 42, 44, 46–49, 53, and 56–63 of the '993 Patent are unpatentable as obvious under 35 U.S.C. § 103 over *Valat* in view of *Moechnig* and *Denk*.
4. Whether Petitioner has met its burden of proving that claims 31, 51, and 64 of the '993 Patent are unpatentable as obvious under 35 U.S.C. § 103 over *Valat* in view of *Moechnig*, *Denk*, and *Schroeder*.
5. Any Motion(s) to Exclude Evidence.
6. Rebuttal of any arguments made by Petitioner.
7. Whether Petitioner has complied with IPR procedures and requirements, including whether its Reply improperly included new arguments.
8. Response to issues Petitioner raises in its Request for Oral Argument or otherwise raised by the Board.

Patent Owner respectfully reserves the right to supplement and/or amend the foregoing statement of issues to the extent the Rules permit.

At oral argument, Patent Owner requests the use of audiovisual display equipment to present demonstratives and record evidence, including the use of a

projector and screen. In accordance with the Consolidated Trial Practice Guide of November 2019, Patent Owner will contact the Board Trial Division paralegal to discuss this request. Additionally, Patent Owner also requests the services of a court reporter for transcription of the oral argument in the above-identified proceedings.

Patent Owner further requests that that four spaces be reserved at the oral hearing to accommodate its counsel and corporate representatives. Patent Owner also requests that the attorney(s) at Patent Owner's counsel table be allowed to use a computer at the hearing (in addition to the counsel making the argument using his computer to show the demonstratives), to facilitate efficient answering of panel questions.

Date: March 27, 2025

Respectfully Submitted,

LEWIS RICE LLC

By:



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CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Patent Owner's Request for Oral Argument was served on March 27, 2025, by email at the following address of record for Petitioner's counsel:

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