

Filed: May 1, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

TELADOC HEALTH, INC.,

PETITIONER,

V.

DATA HEALTH PARTNERS, INC.,

PATENT OWNER.

Case No. IPR2024-00617
U.S. Patent No. 11,151,142

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Patent Owner Data Health Partners, Inc. hereby respectfully requests oral argument in accordance with 37 C.F.R. §42.70 and pursuant to the Scheduling Order (Paper 10) entered September 17, 2024.

Patent Owner respectfully requests that the Board schedule a virtual hearing for this proceeding. If a virtual hearing is not available, Patent Owner alternatively requests permission to appear for the oral argument at the USPTO office in Dallas, Texas.

Patent Owner proposes sixty (60) minutes per side for oral argument. Patent Owner requests an opportunity to reserve sur-rebuttal time to respond to rebuttal arguments by Petitioner, and an opportunity to provide a closing statement. See, e.g., *Mangrove Partners Master Fund, Ltd. et al. v. VirnetX, Inc.*, IPR2015-01046/01047, Paper 60, 2 (PTAB June 2, 2016) (“Both parties may reserve some of their argument time for rebuttal, and Patent Owner will be afforded an opportunity to provide a closing statement along with any rebuttal.”).

Patent Owner respectfully requests oral argument on the following issues:

1. Any issues pertaining to the grounds on which this IPR was instituted. This may include, for example, the level of ordinary skill in the art, claim construction, the absence of elements in the prior art, and reasons/motivations to combine references.
2. Any issues specified in the Petition.

3. Any issues specified in Patent Owner's Response.
4. Any issues specified in Petitioner's Reply.
5. Any issues specified in Patent Owner's Sur-Reply.
6. Any issues otherwise raised by the Board.

Dated: May 1, 2025

Respectfully Submitted,

/Sarah E. Spires/

Sarah E. Spires (Reg. No. 61,501)

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Lead Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned certifies that on this 1st day of May, 2025, the foregoing document is being served by e-mail on counsel of record for Petitioner as follows:

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Dated: May 1, 2025

Respectfully submitted,

/Sarah E. Spires/

Sarah E. Spires (Reg. No. 61,501)
Lead Counsel for Patent Owner