

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

KOHLER CO.,
Petitioner,

v.
DELTA FAUCET CO.,
Patent Owner.

Case No. IPR2024-00700
U.S. Patent No. 10,393,363

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to the Board's October 4, 2024 Scheduling Order (Paper No. 10), Patent Owner Delta Faucet Co. ("Patent Owner") respectfully requests oral argument, as currently scheduled on June 26, 2025. Patent Owner respectfully requests that the oral argument is conducted in-person. Patent Owner also requests the ability to use a computer, projector, and screen to display possible demonstratives and exhibits.

Pursuant to 37 C.F.R. § 42.70, Patent Owner specifies the following issues to be argued:

- Issues related to the Board's Decision on Institution (Paper No. 9) and the grounds instituted in the Decision;
- Whether claims 1-5, 10, 12-16 are unpatentable under 35 U.S.C. § 103 as being obvious over Tseng;
- Whether claims 9 and 11 are unpatentable under 35 U.S.C. § 103 as being obvious over Tseng in combination with Mizuno;
- Whether claims 17 and 18 are unpatentable under 35 U.S.C. § 103 as being obvious over Tseng in combination with Schneider;
- Whether claims 1, 6-9, 19-23 are unpatentable under 35 U.S.C. § 103 as being obvious over Tse;

- Whether claims 1, 6-9, 19-23 are unpatentable under 35 U.S.C. § 103 as being obvious over Tse in combination with Carter;
- Whether claim 24 is unpatentable under 35 U.S.C. § 103 as being obvious over Tse in combination with Spangler;
- Whether claim 24 is unpatentable under 35 U.S.C. § 103 as being obvious over Tse in combination with Carter and Spangler;
- Reply to any arguments raised in the Petition (Paper 1) and Petitioner's Reply (Paper 22)
- Respond to any issues specified by Petitioner in its request for oral argument;
- Any arguments or additional issues raised by either party in a request for oral argument, motion to strike (if any), motion to exclude (if any), or any other motion, paper, opposition, response, reply, or sur-reply filed by either party before oral argument; and
- Any other outstanding motions and pleadings, and other issues that the Board deems necessary for issuing a Final Written Decision.

Patent Owner further requests that each side be allotted sixty (60) minutes to present its arguments or, to the extent it is greater, the amount of time granted to Petitioner.

IPR2024-00700
U.S. Patent No. 10,393,363
Patent Owner's Request for Oral Argument

Dated: May 23, 2025

Respectfully submitted,

By: /David L. Cavanaugh/
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CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4), the undersigned certifies that on May 23, 2025, a complete and entire copy of the following documents:

- Patent Owner's Request for Oral Argument

to be served via electronic service, to the Petitioner by serving the correspondence address of record as follows:

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