UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ABBOTT LABORATORIES,

Petitioner,

v.

MIRACOR MEDICAL SA,

Patent Owner.

IPR2025-00114
Patent 11,572,879

PATENT OWNER MIRACOR MEDICAL SA'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a), Patent Owner Miracor Medical SA respectfully requests oral argument on the following issues:

1) Whether Petitioner has met its burden to prove that claims 1, 2, 4, 5, 7, 8, 11, 12, 14-16, and 18-20 of U.S. Patent 11,572,879 (the "'879 Patent") would have been obvious to a person of ordinary skill in the art at the time of the invention over U.S. Patent Publication No. 2002/0102169 A1 by Wampler et al. ("Wampler-169"; Ex. 1008) under 35 U.S.C. § 103 (Ground 1);

2) Whether Petitioner has met its burden to prove that claims 1, 2, 4, 5, 7, 8, 11, 12, 14-16, and 18-20 of the '879 Patent would have been obvious to a person of ordinary skill in the art at the time of the invention over Bourque et al., "HeartMate III: Pump Design for a Centrifugal LVAD with a Magnetically Levitated Rotor," ASAIO Journal 2001 ("Bourque-2001"; Ex. 1007) in view of Wampler-169 (Ex. 1008) under 35 U.S.C. § 103 (Ground 2);

3) Whether Petitioner has met its burden to prove that claims 1, 2, 4, 5, 7, 8, 11, 12, 14-16, and 18-20 of the '879 Patent would have been obvious to a person of ordinary skill in the art at the time of the invention over Akamatsu et al., "Development of Terumo implantable left ventricular assist system (T-ILVAS) with a magnetically suspended centrifugal pump," J. Artif. Organs ("Akamatsu-1999"; Ex. 1006) under 35 U.S.C. § 103 (Ground 3);

4) Whether Petitioner has met its burden to prove that claims 1, 2, 4, 5, 7, 8, 11, 12, 14-16, and 18-20 of the '879 Patent would have been obvious to a person of ordinary skill in the art at the time of the invention over U.S. Patent Publication No. 2003/0124007 A1 by Schima et al. ("Schima"; Ex. 1005) in view of Akamatsu-1999 (Ex. 1006) under 35 U.S.C. § 103 (Ground 4);

5) Any motion(s) to exclude evidence filed by Due Date 5 (February 3, 2026);

6) Any other issue(s) raised by Petitioner; and

7) Any other issue(s) that the Board wishes to have addressed.

Patent Owner requests that the oral argument be held in person at the USPTO headquarters in Alexandria, Virginia. Patent Owner requests two hours (120 minutes) of argument per side to address the issues collectively presented by this trial and IPR2025-00096, IPR2025-00112, IPR2025-00113, IPR2025-00115, and IPR2025-00116. Based on the parties' conference, Patent Owner understands that Petitioner agrees to the requests in this paragraph.

Respectfully submitted,

Date: January 20, 2026

/Joshua P. Larsen/
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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned certifies that on this 20th day of January 2026, I caused a true and correct copy of the foregoing PATENT OWNER MIRACOR MEDICAL SA'S REQUEST FOR ORAL ARGUMENT to be served via e-mail on the following counsel for Petitioner:

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