

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MARINUS PHARMACEUTICALS, INC.,
Petitioner

v.

OVID THERAPEUTICS, INC.,
Patent Owner

Case PGR2023-00020
Patent 11,395,817

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a), Petitioner, Marinus Pharmaceuticals, Inc., hereby submits this Request for Oral Argument on all of the instituted grounds of unpatentability of claims 1-31 of U.S. Patent No. 11,395,817. During the hearing, Petitioner requests (without waiving consideration of any issue not listed below) to address at least the following issues:

- 1) Any issue raised during these proceedings by the Board, Patent Owner, or Petitioner;
- 2) Rebuttal to Patent Owner's remarks on record or during the oral hearing; and
- 3) Any additional clarification the Board may seek.

Petitioner requests an in-person hearing at USPTO headquarters in Alexandria, VA. Petitioner met and conferred with Patent Owner's counsel, who also agreed to an in-person hearing at the USPTO headquarters in Alexandria, VA. Petitioner requests no more than two hours of total oral argument time, with Petitioner and Patent Owner having 60 minutes for their respective presentations. The Board has already scheduled Oral Hearing for May 22, 2024. *See* Paper 10, p. 12.

Dated: April 8, 2024

/Deanna Reichel
Deanna Reichel, *Pro Hac Vice* admitted
Anita L. Meiklejohn, Reg. No. 35,283
Katie E. Hyma, Reg. No. 75,037
Michael Kane, Reg. No. 39,722
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
Tel: 858-678-5070
Fax: 877-769-7945

Attorney for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4) and 42.205(b), the undersigned certifies that on April 8, 2024, a complete and entire copy of this Petitioner's Request for Oral Argument were provided by email to the Patent Owner by serving the correspondence address of record as follows:

Anthony C. Tridico, Reg. No. 45,958
Erin M. Sommers, Reg. No. 60,974
Ryan V. McDonnell, Reg. No. 76,982
Kaitlyn S. Pehrson
FINNEGAN, HENDERSON, FARABOW,
GARRETT & DUNNER, LLP
anthony.tridico@finnegan.com
erin.sommers@finnegan.com
ryan.mcdonnell@finnegan.com
kaitlyn.pehrson@finnegan.com

/Crena Pacheco/
Crena Pacheco
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
pacheco@fr.com