

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THERABODY, INC.
Petitioner

v.

HYPERICE IP SUBCO, LLC
Patent Owner.

Case No. PGR2024-00053
U.S. Patent No. 11,857,482

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Therabody, Inc. (“Petitioner”) respectfully requests a combined oral argument in connection with PGR2024-00053, for U.S. Patent No. 11,857,482 (“the ’482 Patent”) and PGR2025-00013, for U.S. Patent No. 11,938,082 (“the ’082 Patent”). Pursuant to 37 C.F.R. § 42.70, Petitioner specifies the following issues to be argued in connection with PGR2024-00053:

- Grounds for which post-grant review was instituted for the ’482 Patent and any issue raised in the Board’s Institution Decision, (Paper 8), instituting review on all claims and grounds presented in the Petition;
- Any issue addressed in Petitioner’s papers, including but not limited to the Petition and Petitioner’s Reply Brief;
- Rebuttal to Patent Owner’s presentation on all issues, including the issues identified above and any issues raised in Patent Owner’s Preliminary Response, Patent Owner’s Response and exhibits cited therein.
- Any issues raised by the Board or Patent Owner at oral argument;
- Any other issues raised in papers filed in this proceeding, including issues raised in papers yet to be filed; and
- Any other issues that the Board deems necessary for issuing a final written decision.

Pursuant to the Scheduling Order (Paper 9 at 11) the oral hearing for this

case PGR2024-00053 is currently scheduled for January 21, 2026.¹ Petitioner requests 75 minutes per side for oral argument for the combined hearing addressing the '482 and '082 Patents and expressly reserves the right to use a portion of its time for rebuttal. Petitioner is prepared to attend the hearing in person.

Dated: December 10, 2025

Respectfully submitted,

/s/ Marc J. Pensabene

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¹ The parties have jointly requested a two-week extension of all deadlines—including the oral hearing, subject to the Board's availability—based on exigent circumstances involving Petitioner's expert. *See* email from B. Berg to the Board (Dec. 10, 2025).

CERTIFICATE OF SERVICE

I hereby certify that on December 10, 2025, I caused a true and correct copy of the foregoing PETITIONER’S REQUEST FOR ORAL ARGUMENT to be served electronically on counsel for Patent Owner at the following addresses:

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