

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SOTERA WIRELESS, INC.
Petitioner

v.

MASIMO CORPORATION
Patent Owner

Case No. IPR2020-00954
Patent No. 9,788,735

Before JOSIAH C. COCKS, JENNIFER MEYER CHAGNON, and
ROBERT L. KINDER, Administrative Patent Judges.

PETITIONER'S REQUEST FOR ORAL ARGUMENT

Pursuant to the Board's Scheduling Order dated November 25, 2020 (Paper 14), Petitioner respectfully requests oral argument for the trial scheduled for August 26, 2021. Pursuant to the request of the Board at a teleconference on June 21, 2021, the parties' agreement, and emails to the Board on June 24-25, 2021, the parties have consented to a virtual hearing on August 26, 2021, where the consolidated hearing shall be open to members of the public as part of the Patent Trial and Appeal Board's virtual event.

On July 12, 2021, Petitioner met and conferred with counsel for Patent Owner, who agreed that Oral Argument is warranted and that one hour of time per side was sufficient for oral arguments. Petitioner and Patent Owner also agreed that Case Nos. IPR2020-00912; IPR2020-00954; IPR2020-01015; IPR2020-01054 can be consolidated into a single oral hearing lasting two hours in total.

Pursuant to 37 C.F.R. § 42.70(a), Petitioner requests one hour of time for each side and specifies the following issues, without intent to waive consideration of any issue not requested, to be argued for this proceeding:

- I. Whether Claims 1-20 of the '735 Patent are obvious under 35 U.S.C. § 103(a) based on the grounds presented in the Petition;
- II. Whether all references cited in Petition grounds are analogous art.
- III. Any issues specified by Patent Owner in its request for oral argument; and

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IV. Those issues of interest to the Board as raised in the parties' papers and/or the Board's institution decision.

Dated: July 16, 2021

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CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of July 2021, I caused the foregoing to be served via electronic email to the attorneys of record at the following address:

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