

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

LIFECORE FITNESS, INC.
d/b/a ASSAULT FITNESS
Petitioner,

v.

WOODWAY USA, INC.
Patent Owner.

U.S. Patent No. 9,039,580 to Bayerlein et al.

Case No.: IPR2023-00836

PETITIONER'S REQUEST FOR ORAL ARGUMENT

REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a) and the Board's Scheduling Order dated October 24, 2023 (Paper 7), Petitioner LifeCore Fitness, Inc. ("Petitioner") submits this Request for Oral Argument, currently scheduled for July 24, 2024. The parties have agreed to a consolidated oral argument for IPR2023-00836, IPR2023-00843, and IPR2023-00849 held in-person at the U.S. Patent and Trademark Office in Alexandria, Virginia with each side having 120 minutes (40 minutes per IPR) to present their arguments.

Petitioner also requests oral argument on the following issues:

1. Any motion filed, including any motion to exclude;
2. Any argument not specifically identified that is raised by Patent Owner at oral argument; and
4. Any issue that the Board requests.

Petitioner also requests that the Board provide audio-visual equipment to display demonstrative exhibits, including a projector and screen for displaying documents from a computer.

Dated: June 12, 2024

Respectfully submitted,

/ Andrew B. Turner /
Andrew B. Turner (Reg. No. 63,121)
John M. Halan (Reg. No. 35,534)
Rebecca J. Cantor (Reg. No. 57,748)

Kyle G. Konz (Reg. No. 68,910)
Reza Roghani Esfahani *pro hac vice*
admission requested

Brooks Kushman P.C.
150 W. Second St., Suite 400N
Royal Oak, MI 48067-3846
(248) 358-4400

Attorneys for Petitioner

Certificate of Service

The undersigned hereby certifies that on June 12, 2024, a complete and entire copy of **Petitioner's Request for Oral Argument**, was served via electronic mail to the attorneys listed below at rmckenna@foley.com; kjelenchick@foley.com; sriege@foley.com.

LEAD COUNSEL	BACK-UP COUNSEL
Richard J. McKenna Foley & Lardner LLP 777 East Wisconsin Avenue Milwaukee, WI 53202 Direct Line: 414-297-5723 Fax: 414-297-4900 Email: rmckenna@foley.com USPTO Reg. No. 35,610	Kadie M. Jelenchick Sarah E. Rieger Foley & Lardner LLP 777 East Wisconsin Avenue Milwaukee, WI 53202 Direct Line: 414-319-7324 Fax: 414-297-4900 Email: kjelenchick@foley.com Sriege@foley.com

Dated: June 12, 2024

Respectfully submitted,

/ Andrew B. Turner /

Andrew B. Turner (Reg. No. 63,121)

John M. Halan (Reg. No. 35,534)

Rebecca J. Cantor (Reg. No. 57,748)

Kyle G. Konz (Reg. No. 68,910)

Reza Roghani Esfahani *pro hac vice*
admission requested

Brooks Kushman P.C.

150 W. Second St., Suite 400N

Royal Oak, MI 48067-3846

(248) 358-4400

Attorneys for Petitioner