

Filed on behalf of Petitioners by:

Paper No. ____

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GEOTAB USA, INC. AND GEOTAB, INC.,
Petitioner,

v.

OMEGA PATENTS, LLC,
Patent Owner.

Case No. IPR2023-00504

Patent No. 8,032,278

**PETITIONERS' OBJECTIONS TO EVIDENCE
SERVED BEFORE INSTITUTION**

Pursuant to 37 C.F.R. § 42.64(b)(1), Petitioners object to evidence served during a preliminary proceeding in connection with the Patent Owner's Preliminary Response on April 27, 2023. These objections have been timely filed and served within ten business days of the July 25, 2023, institution of the trial.

I. Exhibits 2004-2006

Petitioners object to Exhibits 2004-2006 as reciting out of court statements from others, or the content of documents, that Patent Owner cites for the truth of the matter asserted, making the cited statements hearsay under Fed. R. Evid. 801, and inadmissible Fed. R. Evid. 802.

Petitioners further object to Exhibits 2004-2006 as inadmissible for failure to comply with 37 C.F.R. §42.53.

Petitioners further object to Exhibits 2004-2006 as irrelevant under Fed. R. Evid. 401, making the exhibits inadmissible under Fed. R. Evid. 402.

II. Exhibit 2002

Petitioners object to Exhibit 2002, the Declaration of Joseph C. McAlexander, III. Petitioners object to EX2002, ¶¶41, 159 as reciting out of court statements from others, or the content of documents, for the truth of the matter asserted, and thus simply propounding hearsay under Fed. R. Evid. 801, making the testimony inadmissible Fed. R. Evid. 802. Petitioners further object to EX2002, ¶¶41, 159 under Fed. R. Evid. 702 and 703 as unhelpful, not based on

sufficient facts or data, and not the product of reliable principles and methods, to the extent this testimony relies on EX2004-2006.

Dated: August 8, 2023

Respectfully submitted,
Geotab USA, Inc. and Geotab, Inc.

By: / Adam R. Wichman /

Adam R. Wichman, Reg. No. 43,988
WOLF, GREENFIELD & SACKS, P.C.

CERTIFICATE OF SERVICE UNDER 37 C.F.R. § 42.6 (E)(4)

I certify that on August 8, 2023, I will cause a copy of the foregoing document, including any exhibits filed therewith, to be served via electronic mail, as previously consented to by Patent Owner, upon the following:

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Date: August 8, 2023

/Jenni Hibbard/
Jenni Hibbard
Paralegal
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