

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GOOGLE LLC,

Petitioner,

v.

DDC TECHNOLOGY, LLC,

Patent Owner.

IPR2023-00711

U.S. Patent 11,093,001 B1

**PATENT OWNER'S OBJECTIONS TO EVIDENCE
PURSUANT TO 37 C.F.R. § 42.64(b)(1)**

Mail Stop PATENT BOARD, PTAB
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Pursuant to 37 C.F.R. § 42.64(b)(1) and the Federal Rules of Evidence (“FRE”), Patent Owner hereby objects to the admissibility of the evidence and arguments identified below that were submitted by Petitioner with its Petition for *inter partes* review of U.S. Patent No. 11,093,001, Case No. IPR2023-00711.

Patent Owner also objects to Petitioner’s reliance on, or citation to, any objected to evidence or arguments in its papers. These objections are timely as they have been filed and served within ten (10) business days of the institution of the trial in this matter.

Patent Owner objects to the admissibility of Petitioner’s Exhibit 1002, the Declaration of Kurtis Keller, based on FRE, 702, 703, and 704. Exhibit 1002 offers conclusory opinion testimony without having demonstrated the requisite expertise, basis, methodology, foundation for, or the reliability of, the opinions expressed in Exhibit 1002.

Patent Owner objects to the admissibility of Petitioner’s Exhibit 1002, the Declaration of Kurtis Keller, based on FRE 802, 803, 804, 805, 806, and 807 as Exhibit 1002 improperly contains and relies upon inadmissible hearsay.

Dated: November 22, 2023

Respectfully submitted,
/Cortney S. Alexander/
Cortney S. Alexander
Reg. No. 54,778
Kent & Risley LLC
5755 N Point Pkwy, Ste 57
Alpharetta, GA 30022

IPR2023-00711
U.S. Patent 11,093,001

(404) 855-3867

cortneyalexander@kentrisley.com

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§ 42.6(e) and 42.105(a) and (b), I certify that on the date identified below, a true and accurate copy of the foregoing paper was served on the following counsel for Petitioner via e-mail, pursuant to Petitioner's consent to e-mail service:

Michael L. Kiklis
Kimani P. Clark
Kiklis and Clark, PLLC
1800 Diagonal Rd., Suite 600
Alexandria, VA 22314
E-mail: michael@kiklisclark.com
E-mail: kimani@kiklisclark.com

Dated: November 22, 2023

/Cortney S. Alexander/
Cortney S. Alexander
Reg. No. 54,778
Kent & Risley LLC
5755 N Point Pkwy, Ste 57
Alpharetta, GA 30022
(404) 855-3867
cortneyalexander@kentrisley.com