

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

META PLATFORMS, INC.; INSTAGRAM, INC.; WHATSAPP LLC; META
PLATFORMS TECHNOLOGIES, LLC; AND GIPHY, INC.

Petitioners

v.

VL COLLECTIVE IP LLC

Patent Owner

Case IPR2023-00923
U.S. Patent 7,266,682

**PATENT OWNER'S OBJECTIONS TO PETITIONERS' REPLY
EVIDENCE**

Patent Owner, VL Collective IP LLC, hereby objects to the following Evidence that was submitted by Meta Platforms, Inc., Instagram, Inc., Whatsapp LLC, Meta Platforms Technologies, LLC, and Giphy, Inc. (“Petitioners”) with the Petitioners’ Reply to Patent Owner’s Response to Petition for Inter Partes Review of U.S. Patent No. 7,266,682 (Paper 37, “Petitioners’ Reply”) in the above-captioned proceeding. In accordance with 37 C.F.R. § 42.64(b)(1), these objections are being timely filed and served within five business days of service of evidence to which these objections are directed. Patent Owner reserves the right to file a motion to exclude Exhibits 1032 and 1033 under 37 C.F.R. § 42.64(c).

I. Exhibit 1032

Patent Owner objects to Exhibit 1032 as inadmissible hearsay under FRE 801-807, because the dates and other information within this exhibit are used for the truth of the matter asserted. Also, this exhibit is objected to as not authenticated under FRE 901, and the documents are not self-authenticating under FRE 902. Further, this exhibit is objected to as irrelevant and inadmissible under FRE 401 and 402, and unduly prejudicial under FRE 403. Specifically, the late filing of Exhibit 1032 is unduly prejudicial to Patent Owner as Petitioner withheld or elected not to obtain and submit this exhibit with their Petition—which could have been addressed in Patent Owner Preliminary Response or Patent Owner Response. Therefore, Exhibit 1032 is objected to under FRE 401-403, 801-807, 901, and 902.

II. Exhibit 1033

Patent Owner objects to Exhibit 1033 for violating at least 28 U.S.C. § 1746(2). Dr. Houh fails to declare under penalty of perjury that his statements in Exhibit 1033 were true and correct. Accordingly, Patent Owner also objects to Exhibit 1033 as irrelevant and lacking foundation on this basis.

Dated: June 21, 2024

By: / Christine E. Lehman /
Christine E. Lehman
PTO Reg. No. 38,535
Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **PATENT OWNER'S OBJECTIONS TO PETITIONERS' REPLY EVIDENCE** was served on June 21, 2024, via electronic mail to Meta_VideoLabs@kirkland.com, as agreed to by counsel for Petitioners, upon the following counsel:

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