

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

HESAI TECHNOLOGY CO., LTD.
Petitioner

v.

OUSTER, INC.
Patent Owner

U.S. Patent No. 11,175,405
Case No. IPR2023-01421

PETITIONER'S OBJECTIONS TO EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b), Petitioner Hesai Technology Co., Ltd. (“Hesai”) hereby objects to Patent Owner Ouster, Inc.’s (“Ouster”) exhibits submitted with its Patent Owner Response (Paper 22) as indicated below, as well as any reference thereto or reliance thereon, without limitation.

Exhibit No.	Objections
2013-2014	FRE 402/403: The Exhibits include information that is not relevant to any ground upon which trial was instituted and information whose probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues, undue delay, wasting time, or needlessly presenting cumulative evidence. For example, these Exhibits purport to describe products and devices that are not at issue in this proceeding. FRE 802: The Exhibits and statements included therein are inadmissible hearsay. They purport to be authored by individuals who have not submitted declarations in this case and whose backgrounds and qualifications are not known. FRE 901: Patent Owner has not produced evidence sufficient to support a finding that the Exhibits are what Patent Owner claims they are.
2015-2016	FRE 402/403: The Exhibits include information that is not relevant to any ground upon which trial was instituted and information whose probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues, undue delay, wasting time, or needlessly presenting cumulative evidence. For example, these Exhibits are not cited in the Patent Owner Response. In addition, Exhibit 2016 lacks any information indicating a date of publication, and thus has not been established to pre-date the priority date of the ’405 patent. The

	Exhibits also purport to describe products and devices that are not at issue in this proceeding. FRE 802: The Exhibits and statements included therein are inadmissible hearsay. They purport to be authored by individuals who have not submitted declarations in this case and whose backgrounds and qualifications are not known. FRE 901: Patent Owner has not produced evidence sufficient to support a finding that the Exhibits are what Patent Owner claims they are.
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Date: July 2, 2024

/s/ *Jared W. Newton*

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Counsel for Petitioner Hesai

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6, the undersigned hereby certifies that a copy of PETITIONER'S OBJECTIONS TO EVIDENCE are being served via electronic mail on July 2, 2024 on Patent Owner by serving Patent Owner's counsel of record in this proceeding as follows:

Phillip Morton
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Date: July 2, 2024

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