

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

Prime Time Toys LLC, Prime Time Toys Ltd.
and Easebon Services Ltd.,
Petitioners,

v.

Spin Master, Inc.,
Patent Owner.

Case IPR2023-01461

PATENT NO. 8,596,255

**NOTICE OF PETITIONERS' SUBMISSION OF
CORRECTED EXHIBITS 1016 AND 1017**

As authorized by the Board's order (Paper 39) issued on October 9, 2025, Petitioners hereby submit Corrected Exhibits 1016 and 1017 to replace, respectively, Exhibits 1016 and 1017 that were originally submitted on October 3, 2023, in this IPR proceeding.

Respectfully submitted,

AMSTER, ROTHSTEIN & EBENSTEIN
LLP

Attorneys for Petitioners
405 Lexington Avenue
New York, NY 10174
(212) 336-8090

Dated: October 10, 2025
New York, New York

By: /Kenneth P. George/
Kenneth P. George
Registration No.: 30,259

EXHIBIT LIST

Entries corresponding to Exhibits 1016 and 1017 are updated in the list below.

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1001	U.S. Patent No. 8,596,255
1002	Publication Declaration of Nathaniel E. Frank-White and ThinkGeek Spitballs Internet Archive Webpage (“Spitballs”)
1003	Bulgarian Patent No. BG110343 and translation (“Peev”)
1004	Transcript of Hearing in ITC Case 337-TA-1325
1005	“Airsoft Guns: A Double-Edged Sword,” Bleacher Report (2008), available at https://bleacherreport.com/articles/46402-airsoft-guns-a-double-edged-sword
1006	U.S. Patent No. 4,834,059 to Moorhouse
1007	ThinkGeek Form 10-Q (https://www.sec.gov/Archives/edgar/data/1096199/000114420409057449/v165221_10q.htm).

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1008	<i>ThinkGeek: The nerd company at a crossroads - The Washington Post</i> https://www.washingtonpost.com/lifestyle/magazine/thinkgeek-the-nerd-company-at-a-crossroads/2013/12/11/c7d579ba-4b12-11e3-9890-a1e0997fb0c0_story.html
1009	“Not your kid brother's toy gun” – CNET (2006), available at https://www.cnet.com/culture/not-your-kid-brothers-toy-gun/
1010	“Tech: Desk Toys,” Wall Street Journal (2006), available at https://www.wsj.com/articles/SB116684498725258456
1011	“USB Airsoft Turret,” Inventgeek (2006), available at www.inventgeek.com/usb-airsoft-turret/
1012	“R/C Missile Launcher – Unstoppable Cube Welfare,” The Green Head (2006), available at https://www.thegreenhead.com/2006/05/rc-missilelauncher-unstoppable-cube.php
1013	3.31.2023 Deposition Transcript of Ronald Brawer
1014	U.S. Patent No. 6,386,293 to Bartlett
1015	Order No. 28: Construing Certain Terms of the Asserted Claims
1016	Declaration of Joel Delman (<i>to be expunged</i>)
Corrected 1016	Declaration of Joel Delman (<i>submitted on October 10, 2025</i>)

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1017	Declaration of Maureen Reitman, Ph.D. (<i>to be expunged</i>)
Corrected 1017	Declaration of Maureen Reitman, Ph.D. (<i>submitted on October 10, 2025</i>)
1018	Prosecution History of the '255 Patent
1019	California Senate Office of research, May 2005 (Revised)
1020	"Not Your Dad's BB Gun," Washington Post (2004), available at https://www.washingtonpost.com/archive/lifestyle/2004/11/26/not-yourdads-bb-gun/6ccffa5e-a5bb-45e2-9a5c-a17de827267c/
1021	10.25.2022 Infringement Contentions Chart US8640863 for Prime Time Toys (excerpted)
1022	Korean Patent Publication No. KR 20-2010-0004855 ("Kim")
1023	"Spitballs Grow up to 200 times their original Size," YouTube (2010), available at https://www.youtube.com/watch?v=n-Wje1G1wBA
1024	Screenshot of "Spitballs Grow up to 200 times their original Size," YouTube (2010)
1025	U.S. Patent No. 8,371,282
1026	Translation of Bulgarian Patent Law Section 46(c)(2)
1027	Declaration of Velislav N. Dramov

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1028	Bulgarian Patent Office Bulletin Issue No. 7 dated July 31, 2009 and English translation
1029	Declaration of Kenneth P. George
1030	Declaration of Matthieu Hausig
1031	Gerald G. Fuller Personal and Professional Vitae
1032	“Real Crimes, Unreal Weapons”, <i>The New York Times</i> , April 8, 2007
1033	“Ball bearing (BB) gun injuries”, <i>Hong Kong Journal of Emergency Medicine</i> , Vol. 17(5), November 2010
1034	“Ball bearing (BB) guns, ease of purchase and potential for significant injury”, <i>The Annals of The Royal College of Surgeons of England</i> , 88:402-404 (2006)
1035	Excerpts from Transcript of the Deposition of Dr. Gerald Fuller
1036	PUBLIC Transcript of the Deposition of Dr. Barry Kudrowitz
1037	Rebuttal Declaration of Amy Courtney, Ph.D., CAISS
1038	Reserved
1039	Jerry D. Wilson, Anthony J. Buffa, and Bo Lou, “Annotated Instructor’s Edition—COLLEGE PHYSICS,” sixth edition (2007) Pearson Education, Inc., pages 148, 149, 155, 156, 178, 182, 184, and 185.
1040	Ferdinand P. Beer et al., “MECHANICS OF MATERIALS,” fifth edition (2006) McGraw-Hill, pages 693-694.

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1041	Stefan M. Duma et al., “Determination of Significant Parameters for Eye Injury Risk from Projectiles,” <i>The Journal of TRAUMA® Injury, Infection, and Critical Care</i> , Vol. 59, No. 4 (October 2005), pages 960-964.
1042	Jill Aliza Bisplinghoff, “BIOMECHANICAL RESPONSE OF THE HUMAN EYE TO DYNAMIC IMPACT,” Master’s Thesis submitted to Virginia Polytechnic Institute and State University (April 10, 2009).
1043	William J. Fienup and Barry M. Kudrowitz, “The Exploration of Concepts for Projectile Toys,” Master’s Thesis submitted to Massachusetts Institute of Technology (June 2006).
1044	Robert E. Berger, “System for Assessing Eye Injury Potential of Propelled Objects,” <i>Journal of Research of the National Bureau of Standards</i> , Vol. 84, No. 1 (January-February 1979) pages 9-19.
1045	Eric Samuel Oglesby, “HARD TARGET PERFORMANCE TESTING OF NON-LEAD, FRANGIBLE AMMUNITION,” Master’s Thesis submitted to University of Tennessee, Knoxville (May 2003).
1046	Yoshimi Tanaka, Yoshihiro Yamazaki, and Ko Okumura, “Bouncing gel balls: impact of soft gels onto rigid surface,” <i>Europhysics Letters</i> , arXiv:cond-mat/0302167v2 (May 15, 2003), pages 1-7.
1047	Eric A. Kennedy et al., “Risk Functions for Human and Porcine Eye Rupture Based on Projectile Characteristics of Blunt Objects,” <i>Stapp Car Crash Journal</i> , Vol. 50 (November 2006), pages 651-671.
1048	Johannes C. Fleischhauer et al. “Ocular Injuries Caused by Airsoft Guns,” <i>ARCH OPHTHALMOL</i> , Vol. 117 (October 1999), pages 1437-1439.
1049	CONFIDENTIAL Transcript of the Deposition of Dr. Gerald Fuller taken on February 9, 2023, in ITC Investigation No. 337-TA-1325 (<i>not filed but served on Patent Owner on March 19, 2025</i>)

<u>EXHIBIT NO.</u>	<u>DESCRIPTION</u>
1050	CONFIDENTIAL Opening Expert Report of Dr. Gerald Fuller submitted on December 19, 2022, in ITC Investigation No. 337-TA-1325 (<i>not filed but served on Patent Owner on March 19, 2025</i>)
1051	CONFIDENTIAL Rebuttal Expert Report of Dr. Gerald Fuller submitted on January 6, 2023, in ITC Investigation No. 337-TA-1325 (<i>not filed but served on Patent Owner on March 19, 2025</i>)
1052	Opening Expert Report of Dr. Maureen Reitman submitted on December 19, 2022, in ITC Investigation No. 337-TA-1325 (<i>not filed but served on Patent Owner on March 19, 2025</i>)
1053	Rebuttal Expert Report of Dr. Maureen Reitman submitted on January 6, 2023, in ITC Investigation No. 337-TA-1325 (<i>not filed but served on Patent Owner on March 19, 2025</i>)
1054	Petitioners' Demonstrative Slides for May 16, 2025 Hearing

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I hereby certify that on this 10th day of October, 2025, a true copy of the foregoing NOTICE OF PETITIONERS' SUBMISSION OF CORRECTED EXHIBITS 1016 AND 1017, together with Petitioners' Corrected Exhibits 1016 and 1017, was served via email on the Patent Owner at the following correspondence address of record.

Kenneth W. Darby
Jeffrey Shneidman
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402

Jennifer C. Bailey
Megan Redmond
ERISE, IP, P.A.
7015 College Boulevard, Suite 700
Overland Park, Kansas 66212

Email:
IPR50745-0005IP1@fr.com
PTABInbound@fr.com
Jennifer.bailey@eriseip.com
PTAB@eriseip.com
Megan.redmond@eriseip.com

Dated: October 10, 2025
New York, New York

By: /Kenneth P. George/
Kenneth P. George
Registration No.: 30,259
AMSTER, ROTHSTEIN &
EBENSTEIN LLP
405 Lexington Avenue
New York, NY 10174
(212) 336-8090