

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INERGY TECHNOLOGY, INC.,
Petitioner

v.

FORCE MOS TECHNOLOGY CO. LTD.,
Patent Owner

Inter Partes Review No. IPR2024-00093
U.S. Patent No. 7,629,634

**PATENT OWNER'S OBJECTIONS TO EVIDENCE SUBMITTED
PRIOR TO INSTITUTION**

Patent Owner objects to the following evidence that Petitioner submitted prior to institution of the above-captioned proceeding. In accordance with 37 C.F.R. § 42.64(b)(1), these objections are being timely filed within ten (10) business days of institution of the trial on May 21, 2024.

A. Exhibits 1003, 1005, 1006, 1007

Patent Owner objects to Exhibits 1006 and 1007 as hearsay under Fed. R. Evid. 801 and as irrelevant and lacking foundation under Fed. R. Evid. 104 and 401. Patent Owner objects to Exhibits 1006 and 1007 because Exhibit 1007 fails to meet the requirements of 28 U.S.C. § 1746 or 37 C.F.R. § 1.68 and therefore fails to comply with 37 C.F.R. § 42.53(a) (*see* 37 CFR § 42.2). Patent Owner objects to Exhibits 1006 and 1007 pursuant to Fed. R. Evid. 602 because the statements in Exhibit 1007 are not statements made by an individual with personal knowledge of the accuracy of the translation. Because Exhibits 1006 and 1007 fail to provide an adequate and rule-compliant affidavit of translation, Patent Owner objects to Exhibits 1005, 1006, and 1007 pursuant to 37 C.F.R. § 42.63(b) and as lacking relevance and foundation pursuant to Fed. R. Evid. 104 and 401. Because Exhibits 1005, 1006, and 1007 are objectionable for the foregoing reasons, the portions of Exhibit 1003 referencing those exhibits are objected to for the same reasons and as lacking foundation pursuant to Fed. R. Evid. 104 and 401. *See, e.g.*, Ex. 1003 ¶¶ 38-45, 63-94.

Date: June 4, 2024

Respectfully submitted,

/Michael D. Saunders/

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Attorney for Patent Owner

Certificate of Service 37 C.F.R. § 42.6(e)

The undersigned certifies that on June 4, 2024, I will cause a true and correct copy of the foregoing Patent Owner's Objections to Evidence Submitted Prior to Institution to be served electronically upon the following attorneys who have consented to service via email. Pet. at 2-3.

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Respectfully submitted,

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