

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SHENZHEN XINZEXING E-COMMERCE CO., LTD.,

Petitioner,

v.

SHENZHEN CAR KU TECHNOLOGY CO., LTD.,

Patent Owner.

PTAB Case No. IPR2024-00222

Patent No. 9,643,506 B2

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

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner Shenzhen Carku Technology Co., Ltd. ("Carku") hereby timely objects to the evidence submitted by Petitioner, Shenzhen Xinzexing E-Commerce Co., Ltd. ("Petitioner") with the Petitioner's Reply (Paper 15) filed January 22, 2025. The objections are based on 37 C.F.R. Part 42, and the relevant portions of Federal Rules of Evidence ("FRE") that are applicable to IPR proceedings under 37 C.F.R. § 42.62.

1. Exhibit 1100 - Patent Owner objects to Dr. Woods' Declaration to the extent that any paragraph relies upon an exhibit that is objected to herein for the reasons set forth in those objections. Patent Owner objects to Exhibit 1100 to the extent that it provides opinions that are irrelevant under F.R.E. 401-402, or that its probative value is substantially outweighed by other considerations under F.R.E. 403, including unfair prejudice, confusion of the issues, and waste of time. For example, paragraphs 1-6 of Exhibit 1100 are not cited in the Petitioner's Reply to Patent Owner Response (Paper 15) and, therefore, do not appear to make any fact of consequence in determining this action more or less probable than it would be without them and are thus irrelevant and not admissible (F.R.E. 401, 402). Patent Owner further objects under F.R.E. 702 to Exhibit 1100 as unreliable, conclusory, and unsubstantiated expert testimony due to lack of sufficient facts and data, lack of reliable

principles and methods, failure to reliably apply the principles and methods to the facts, and lack of expert qualifications.

2. Exhibit 1105 should be excluded for at least the following reasons: Patent Owner objects to this exhibit as not properly authenticated under FRE 901 because Petitioner has not presented sufficient evidence that the document is authentic nor that the document is self-authenticating under FRE 902. To the extent Petitioner relies on the contents of this exhibit for the truth of the matter asserted, Patent Owner objects to such content as inadmissible hearsay under FRE 801 and 802 that does not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

These objections have been timely filed and served within five business days of service of evidence, under 37 C.F.R. § 42.64(b)(1).

Dated: January 29, 2025

Respectfully submitted,

/Kevin Patariu/

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Co., Ltd.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing PATENT OWNER'S OBJECTIONS TO EVIDENCE was served in its entirety this 29th of January, 2025 by electronic mail on the Petitioner via its attorneys of record:

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Dated: January 29, 2025

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/Meghan Bright/
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