

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

COMCAST CABLE COMMUNICATIONS, LLC,

Petitioner,

v.

ENTROPIC COMMUNICATIONS, LLC,

Patent Owner.

CASE: IPR2024-00431

U.S. PATENT NO. 7,295,518

PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE
FILED WITH PETITION

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner hereby submits the following objections to the evidence Petitioner filed with its Petition dated February 15, 2024. (Paper 2). Patent Owner's objections apply equally to Petitioner's reliance on these Exhibits in the Petition and any subsequently-filed papers in this proceeding. These objections are being filed within ten business days of institution.

Patent Owner makes the following objections of the following exhibits:

Exhibit 1009	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1010	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1011	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1014	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1015	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1017	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1018	Relevance (FRE 401 & 402) Foundation (FRE 602)

	Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1019	Completeness (FRE 106) Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1020	Completeness (FRE 106) Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1021	Completeness (FRE 106) Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1023	Completeness (FRE 106) Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibit 1024	Completeness (FRE 106) Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)

Exhibits 1009–1011, 1014–1015, 1017–1021, and 1023–1024, are hearsay, as they are out of court statements being used to establish the truth of the matter asserted. There is no applicable hearsay exception that would apply to any of these documents, and certainly not to the specific portions relied upon by the Petition.

Additionally, each Exhibit 1009–1011, 1014–1015, 1017–1021, and 1023–

1024 are inadmissible under FRE 602 for lack of foundation. Each Exhibit is not self-authenticating, and Petitioner has not provided a proper predicate witness sufficient to establish personal knowledge about each Exhibit.

Each of Exhibits 1009–1011, 1014–1015, 1017–1021, and 1023–1024 are inadmissible under FRE 901 for lack of authentication. Exhibits 1009–1011, 1014–1015, 1017–1021, and 1023–1024 are not self-authenticating, and Petitioner has provided insufficient evidence sufficient to show that each Exhibit (and its contents) is what it is claimed to be. Therefore, there is no basis to conclude any of Exhibits 1009–1011, 1014–1015, 1017–1021, and 1023–1024 are what Petitioner purports them to be.

Exhibits 1009–1011, 1014–1015, 1017–1021, and 1023–1024 are inadmissible under FRE 401 and 402 because they do not relate to a fact that is of consequence in determining the action.

Further, each of Exhibits 1019, 1020, 1021, 1023, and 1024 are only excerpts of the underlying document and therefore are incomplete under FRE 106.

To the extent Petitioner fails to correct the evidentiary defects associated with the above evidence in view of Patent Owner's objections, Patent Owner reserves the right to file one or more motions to exclude the exhibits or portions thereof under 37 C.F.R. § 42.64(c).

Dated: September 20, 2024

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on September 20, 2024, a true and correct copy of the foregoing was caused to be served on the following counsel of record for Petitioner by electronic mail at the following addresses:

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