UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MOTOROLA SOLUTIONS, INC.
Petitioner

v.

STA GROUP LLC
Patent Owner

CASE: IPR2024-00511
U.S. PATENT NO. 9,319,852

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 January 30, 2024. (Paper 3). 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 1002, ¶¶84–88 and 102–153	Relevance (FRE 401 & 402)
Exhibits 1005 to 1014	Relevance (FRE 401 & 402)
Exhibits 1018 to 1023, 1041 to 1060	Relevance (FRE 401 & 402) Foundation (FRE 602) Hearsay (FRE 801 & 802) Authenticity (FRE 901)
Exhibits 1025 to 1027	Relevance (FRE 401 & 402) Hearsay (FRE 801 & 802)

The identified paragraphs of Exhibit 1002 (¶¶84–88 and 102–153) are not cited in the Petition or Petitioner's expert declaration and are therefore irrelevant to this proceeding. Rather, the identified paragraphs are the subject of IPR2024-00479. As such, the Board did not consider "Petitioner's declarant's testimony regarding Ground 1 in IPR2024-00479" in the subject proceeding. Accordingly, these paragraphs of Exhibit 1002 are inadmissible under FRE 401 and 402 because they do not relate to a fact that is of consequence in determining the action.

Exhibits 1005 to 1014 are irrelevant to this proceeding. These exhibit concern IPR2024-00479. The Board did not consider "Petitioner's declarant's testimony regarding Ground 1 in IPR2024-00479" in the subject proceeding. Likewise, the Board should not consider Exhibits 1005 to 1014, which relate to Ground 1. Accordingly, Exhibits 1005 to 1014 are inadmissible under FRE 401 and 402 because they do not relate to a fact that is of consequence in determining the action.

Exhibits 1018 to 1023 and 1041 to 1060 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, Exhibits 1018 to 1023 and 1041 to 1060 lack any foundation and, as a document that is not self-authenticating, there is no basis to conclude any of Exhibits 1018 to 1023 and 1041 to 1060 are what Petitioner purports them to be. Accordingly, Exhibits

1018 to 1023 and 1041 to 1060 are inadmissible under FRE 401 and 402 because they do not relate to a fact that is of consequence in determining the action.

Exhibits 1025 to 1027, 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. Accordingly, Exhibits 1025 to 1027 are inadmissible under FRE 401 and 402 because they do not relate to a fact that is of consequence in determining the action.

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).

Respectfully submitted,

Dated: August 27, 2024

/Jason A. Engel/

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CERTIFICATE OF SERVICE

I hereby certify that on August 27, 2024, a true and correct copy of the foregoing was caused to be served electronically on the following counsel of record for Petitioner at the following email addresses:

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