

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

RAVIN CROSSBOWS, LLC
Petitioner

v.

MCP IP, LLC
Patent Owner

Case No. IPR2024-00522
Patent No. 8,683,989

PETITIONER'S OBJECTIONS TO EVIDENCE

The Federal Rules of Evidence (“FRE”) generally apply to proceedings before the Board. 37 C.F.R. § 42.62(a). Pursuant to 37 C.F.R. § 42.64(b)(1) and the FRE, Petitioner Ravin Crossbows, LLC submits the following objections to certain exhibits submitted by Patent Owner MCP IP, LLC with the Patent Owner Response. These objections apply equally to Patent Owner’s reliance on these exhibits in any subsequently filed documents. These objections are timely filed and served within five business days of receipt of the Patent Owner Response, on December 12, 2024.

Exhibit	Objection
Ex. 2013 – Inside Archery Dec 2008 - Full Magazine	Petitioner objects under Fed. R. Ev. 801-802 to this exhibit because it is are cited in an attempt to prove the truth of the statement found therein and does not meet an exception. Petitioner further objects under FRE 901 as this exhibit lacks authentication because Patent Owner has not produced evidence sufficient to support a finding that this document is what Patent Owner says it is. Petitioner further objects under FRE 602 as Patent Owner has not laid a proper foundation for any witness with personal knowledge to testify about this document.
Ex. 2014 – Inside Archery Jun 2009	Petitioner objects under Fed. R. Ev. 801-802 to this exhibit because it is are cited in an attempt to prove the truth of the statement found therein and do not meet an exception.

	Petitioner further objects under FRE 901 as this exhibit lacks authentication because Patent Owner has not produced evidence sufficient to support a finding that this document is what Patent Owner says it is. Petitioner further objects under FRE 602 as Patent Owner has not laid a proper foundation for any witness with personal knowledge to testify about this document.
Ex. 2015 – Rother Decl.	Petitioner objects to this declaration to the extent it includes subject matter that is not permitted pursuant to FRE 602 or 702-703, including without limitation, to the extent this declaration presents as “facts” information that is outside the personal knowledge of the declarant and/or to the extent that the testimony is not based on sufficient facts or data or the product of reliable principles and methods reliably applied in this case. Petitioner further objects to this declaration testimony to the extent Petitioner is prevented from cross-examining the declarant pursuant to 37 C.F.R. ¶ 42.51(b)(1)(ii).
Ex. 2016 – Hoff Decl.	Petitioner objects to this declaration to the extent it includes subject matter that is not permitted pursuant to FRE 602 or 702-703, including without limitation, to the extent this declaration presents as “facts” information that is outside the personal knowledge of the declarant and/or to the extent that the testimony is not based on sufficient facts or data or the product of reliable principles and methods reliably applied in this case. Petitioner further objects to this declaration testimony to the extent Petitioner is prevented

	from cross-examining the declarant pursuant to 37 C.F.R. ¶ 42.51(b)(1)(ii).
Ex. 2017 – Ozanne Decl.	Petitioner objects to this declaration to the extent it includes subject matter that is not permitted pursuant to FRE 602 or 702-703, including without limitation, to the extent this declaration presents as “facts” information that is outside the personal knowledge of the declarant and/or to the extent that the testimony is not based on sufficient facts or data or the product of reliable principles and methods reliably applied in this case. Petitioner objects under Fed. R. Ev. 801-802 to evidence included with this exhibit because it is cited in an attempt to prove the truth of the statements found therein and do not meet an exception. Petitioner further objects under FRE 901 as the evidence included with this exhibit lacks authentication because Patent Owner has not produced evidence sufficient to support a finding that this document is what Patent Owner says it is. Petitioner further objects to this declaration testimony to the extent Petitioner is prevented from cross-examining the declarant pursuant to 37 C.F.R. ¶ 42.51(b)(1)(ii).
Ex. 2018 – Reinholtz Decl.	Petitioner objects to this declaration to the extent it includes subject matter that is not permitted pursuant to FRE 602 or 702-703, including without limitation, to the extent this declaration presents as “facts” information that is outside the personal knowledge of the declarant and/or to the extent that the testimony is not based on sufficient facts or data or the product of reliable principles and methods reliably applied in this case.

	Petitioner further objects to this declaration testimony to the extent Petitioner is prevented from cross-examining the declarant pursuant to 37 C.F.R. ¶ 42.51(b)(1)(ii).
Ex. 2019 – Matthews Public Corporate Records	Petitioner objects under Fed. R. Ev. 801-802 to this exhibit because it is cited in an attempt to prove the truth of the statements found therein and do not meet an exception. Petitioner further objects under FRE 901 as this exhibit lacks authentication because Patent Owner has not produced evidence sufficient to support a finding that this document is what Patent Owner says it is. Petitioner further objects under FRE 602 as Patent Owner has not laid a proper foundation for any witness with personal knowledge to testify about this document.
Ex. 2020 – Darlington Brace to Draw.mp4	Petitioner objects under Fed. R. Ev. 801-802 to this exhibit because it is cited in an attempt to prove the truth of the statements found therein and do not meet an exception. Petitioner further objects under FRE 901 as this exhibit lacks authentication because Patent Owner has not produced evidence sufficient to support a finding that this document is what Patent Owner says it is. Petitioner further objects under FRE 602 as Patent Owner has not laid a proper foundation for any witness with personal knowledge to testify about this document.

Ex. 2021 – Islas Brace to Draw Flip.mp4	Petitioner objects under Fed. R. Ev. 801-802 to this exhibit because it is cited in an attempt to prove the truth of the statements found therein and do not meet an exception. Petitioner further objects under FRE 901 as this exhibit lacks authentication because Patent Owner has not produced evidence sufficient to support a finding that this document is what Patent Owner says it is. Petitioner further objects under FRE 602 as Patent Owner has not laid a proper foundation for any witness with personal knowledge to testify about this document.
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Date: December 12, 2024

Respectfully submitted,

ERISE IP, P.A.

BY: /s/ Adam P. Seitz

Adam P. Seitz, Reg. No. 52,206

Adam M. Sandwell, Reg. No. 72,484

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COUNSEL FOR PETITIONER

CERTIFICATE OF SERVICE

The undersigned hereby certifies that the foregoing Petitioner's Objections to Evidence were served by electronic mail on December 12, 2024 the Patent Owner's counsel of record at the United States Patent & Trademark Office having the following addresses:

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Respectfully submitted,
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