

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION,
Petitioner,

v.

PROXENSE, LLC,
Patent Owner.

Case IPR2024-00846
Patent 8,886,954

PETITIONER'S OBJECTIONS TO EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b)(1), Petitioner hereby submits the following objection to evidence filed with Patent Owner's Sur-Reply of June 23, 2025.

<u>Evidence</u>	<u>Objections</u>
Exhibit 2016	Rule 402 – EX2016 is inadmissible because under 37 CFR 42.23(b), “[a] sur-reply may only respond to arguments raised in the corresponding reply and may not be accompanied by new evidence other than deposition transcripts of the cross-examination of any reply witness.” EX2016 is a motion from another proceeding and is not a deposition transcript. Thus, EX2016 is inadmissible evidence at least because it is not permitted by the Code of Federal Regulations (CFR).

For at least these reasons, Petitioner objects to Exhibit 2016.

Respectfully submitted,

Dated: June 30, 2025

/Usman Khan/
W. Karl Renner, Reg. No. 41,265
Roberto J. Devoto, Reg. No. 55,108
Usman Khan, Reg. No. 70,439
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
Tel: 202-783-5070
Fax: 877-769-7945

Attorneys for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4)(i) *et seq.* and 42.105(b), the undersigned certifies that on June 30, 2025, a complete and entire copy of this Petitioner's Objections to Evidence was provided by electronic mail to the Patent Owner by serving the correspondence e-mail address of record as follows:

David L Hecht
James Zak
Hecht Partners LLP
125 Park Avenue, 25th Floor
New York, NY 10017

Email: proxense@hechtpartners.com

/Hoi Cheung/
Hoi Cheung
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
hcheung@fr.com