Paper No. _____
Filed: March 12, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

WIZ, INC.,
Petitioner,

v.

ORCA SECURITY LTD.,
Patent Owner.

Case IPR2024-01109
Patent No. 11,726,809

PETITIONER'S SECOND OBJECTIONS TO EVIDENCE

I. INTRODUCTION

Pursuant to 37 C.F.R. §42.64(b)(1), Wiz, Inc. ("Petitioner") submits the following objections to Orca Security Ltd. ("Patent Owner") Exhibits 2065-2067 and 2070.

Petitioner's objections are made pursuant to the Code of Federal Regulations ("C.F.R.") governing this proceeding, including without limitation 37 C.F.R. §§42.61-42.65 and §42.6(a)(3). As required by 37 C.F.R. §42.62, Petitioner's objections below apply the Federal Rules of Evidence ("F.R.E.").

II. OBJECTIONS

1. Exhibits 2065-2067 and 2070

Grounds for Objection: F.R.E. 401 (Test for Relevant Evidence); F.R.E. 402 (General Admissibility of Relevant Evidence); F.R.E. 403 (Excluding Relevant Evidence for Prejudice, Confusion, Waste of Time, or Other Reasons); F.R.E. 801-803 (Hearsay Inadmissible); F.R.E. 901 (Authenticating or Identifying Evidence).

Petitioner objects to exhibits 2065-2067 and 2070 as lacking authentication under F.R.E. 901 because sufficient evidence has not been provided to establish the authenticity of the exhibits.

Exhibits 2065-2067 and 2070 are also not relevant to the current proceedings, at least to the extent they are not cited in the Patent Owner's response, and their probative value is minimal and is substantially outweighed by

the risk of confusing the issues, wasting time, needlessly presenting cumulative evidence, and being unduly prejudicial and misleading (F.R.E. 401-403). Exhibits 2065-2067 and 2070 are further objected to under F.R.E. 801-803 as hearsay to the extent they are offered for the truth of any matters asserted without satisfying any of the hearsay exceptions.

III. CONCLUSION

The aforementioned exhibits were submitted with Patent Owner's authorized motion for additional discovery. These objections are made within 5 business days of service pursuant to 37 C.F.R. §42.64.

Respectfully submitted,

Dated: March 12, 2025

/ Matthew A. Argenti /
Matthew A. Argenti, Lead Counsel
Reg. No. 61,836

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Petitioner's Second Objections to Evidence was served on March 12, 2025, at the following electronic service addresses:

Christopher Henry
Raghav Bajaj
Kristina McKenna
Douglas E. Lumish
Blake R. Davis
Steven W. Peters
Lucas Lonergan
Nicole E. Bruner
Latham & Watkins LLP
christopher.henry@lw.com
raghav.bajaj@lw.com
krissy.mckenna@lw.com
doug.lumish@lw.com
blake.davis@lw.com
steven.peters@lw.com
lucas.lonergan@lw.com
nicole.bruner@lw.com

Respectfully submitted,

Dated: March 12, 2025

/ Matthew A. Argenti /
Matthew A. Argenti, Lead Counsel
Reg. No. 61,836