UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC. and AMAZON.COM SERVICES LLC,
Petitioners

v.

NOKIA TECHNOLOGIES OY,
Patent Owner.

IPR2024-01141

U.S. Patent No. 8,036,273

PETITIONERS' OBJECTIONS TO PATENT OWNER'S EVIDENCE UNDER 37 C.F.R. § 42.64(b)(1)

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.64(b)(1), Petitioners Amazon.com, Inc. and Amazon.com Services LLC object to Exhibits 2008 and 2009 submitted by Patent Owner Nokia Technologies Oy with its Response (Paper 7) filed November 27, 2024. The objections are based on 37 C.F.R. Part 42, and the relevant portions of Federal Rules of Evidence ("F.R.E.") that apply to *inter partes* review proceedings under 37 C.F.R. § 42.62. These objections have been filed within ten business days of the institution of trial.

II. OBJECTIONS TO EVIDENCE

A. Exhibit 2008

Petitioners hereby object to Exhibit 2008 under F.R.E. 401, 402, and 403. Exhibit 2008 appears to contain details of a legal case in Brazil involving a dispute between Nokia Technologies Oy and Lenovo Technology (Brazil) Limited regarding alleged infringement of Brazilian Patent No. PI0211263-9. *See* EX2008, 4-6. Exhibit 2008 should be excluded because it is not relevant.

Petitioner further objects to Exhibit 2008 under 37 C.F.R. § 42.6(a)(3). Exhibit 2008 contains an element-by-element comparison of the claims of foreign patent PI0211263-9—allegedly a Brazilian counterpart to U.S. Patent No. 6,950,469 ("the '469 Patent"), a parent patent of the challenged '273 Patent—against specific prior art references. *See* EX2008, 7-15. Exhibit 2008 should be excluded because it

represents argument that Patent Owner attempts to incorporate by reference in violation of 37 C.F.R. § 42.6(a)(3).

B. Exhibit 2009

Petitioner hereby objects to Exhibit 2009 under F.R.E. 401, 402, and 403. Exhibit 2009 bears a publication date of March 2005—more than three years after the filing date of the challenged ’273 Patent’s parent, the ’469 Patent—and is therefore not relevant to the state of the art and is not prior art.

Respectfully submitted,

/ *Jessica Kaiser* /

Jessica Kaiser
Reg. No. 58,937
Attorney for Petitioner

PERKINS COIE LLP
1900 Sixteenth Street, Suite 1400
Denver, CO 80202-5255

Date: February 27, 2025

CERTIFICATE OF SERVICE

I hereby certify that on February 27, 2025 true and correct copies of the foregoing PETITIONERS' OBJECTIONS TO PATENT OWNER'S EVIDENCE UNDER 37 C.F.R. § 42.64(b)(1) was served via electronic mail upon the following counsel of record for Patent Owner:

shejny@mckoolsmith.com;

ehansen@mckoolsmith.com.

Dated: February 27, 2025

Respectfully submitted,

/ Jessica Kaiser /

Jessica Kaiser
Reg. No. 58,937

Perkins Coie LLP
1900 Sixteenth Street, Ste. 1400
Denver, CO 80202-5255