

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FIRST QUALITY RETAIL SERVICES, LLC,
FIRST QUALITY CONSUMER PRODUCTS, LLC,
FIRST QUALITY PRODUCTS, LLC,
FIRST QUALITY ENTERPRISES, LLC,
Petitioners,

v.

ESSITY HYGIENE AND HEALTH AB,

Patent Owner.

Case No. IPR2024-01487

U.S. Patent No. 9,308,138

**PETITIONERS' OBJECTIONS TO EVIDENCE
UNDER 37 C.F.R. § 42.64**

Pursuant to 37 C.F.R. § 42.64, Petitioner First Quality Retail Services, LLC, First Quality Consumer Products, LLC, and First Quality Enterprises, LLC ("First Quality" or "Petitioners") submit the following objections to evidence served with Patent Owner's Response on August 29, 2025. Petitioners' objections apply equally to Patent Owner's reliance on these exhibits in any subsequently-filed documents. These objections are timely, having been filed within five business days of Patent Owner serving the evidence. *See* 37 C.F.R. § 42.64.

A. Exhibit 2004

Petitioners object to Exhibit 2004 under Federal Rule of Evidence ("FRE") because the opinions contained therein are conclusory and lack sufficient explanation. The opinions are not based on sufficient facts or data and are not the product of reliable principles and methods reliably applied to the facts of the case. *See* 37 C.F.R. § 42.65. To the extent that Exhibit 2001 purports to provide legal conclusions, Petitioners object under FRE 702.

B. Exhibit 2005

Petitioners preserve and restate their objections to specific portions of Dr. Pourdeyhimi's cross-examination testimony taken during the deposition on August 6, 2025. To the extent Patent Owner has relied or will rely on portions of the testimony that were objected to during the deposition, Petitioners maintain those

objections and the grounds for such objections. Petitioners also reserve the right to serve an errata for Dr. Pourdeyhimi's deposition transcript, and object to portions of the transcript on which Patent Owner relies that are subject to the errata.

C. Exhibit 2006

Petitioners object to Exhibit 2008 under FRE 401 as lacking relevance.

D. Exhibit 2007

Petitioners object to Exhibit 2008 under FRE 401 as lacking relevance.

Respectfully Submitted,

By: /Alexis R. Cohen/

Alexis R. Cohen
Registration No. 76,998
Counsel for Petitioners

CERTIFICATE OF SERVICE

I hereby certify that, on September 8, 2025, I caused a true and correct copy of the following materials:

- Petitioners' Objections to Evidence Under 37 C.F.R. § 42.64

to be served on Patent Owner via electronic mail to:

Daniel Roberts (daniel.roberts@dechert.com)

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