

UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE PATENT TRIAL AND APPEAL BOARD

RUNERGY USA INC. AND RUNERGY ALABAMA INC. ET AL,
Petitioner,
v.
TRINA SOLAR CO., LTD.,
Patent Owner.

Case No. IPR2025-00007
U.S. Patent No.9,722,104

**PATENT OWNER'S OBJECTIONS TO
PETITIONER'S REPLY EVIDENCE**

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner hereby objects to the exhibits cited and relied upon in Petitioner's October 20, 2025 reply on the following grounds. For each objected to exhibit, the pertinent Federal Rule of Evidence ("FRE") or other rule that gives rise to the objection is provided, along with a brief summary of the basis of the objection.

1. **Ex. 1045 – Deposition Transcript of Martin Peckerar, Ph.D (Aug. 1, 2025): FRE 802.** The exhibit includes out of court, hearsay statements that are being improperly cited to establish the truth of the matter asserted (including the features possessed by and operation of the depicted product). Petitioner has not established that any hearsay exception applies. **FRE 901.** Petitioner failed to properly authenticate the information in this exhibit when it elected not to take Dr. Peckerar's deposition in this proceeding. **FRE 402.** The exhibit is irrelevant because, among other reasons, Petitioner failed to proffer the exhibits, declarations, and other documents to which the testimony set forth in the exhibit relates.

Respectfully submitted,

ORRICK, HERRINGTON & SUTCLIFFE LLP

Dated: October 27, 2025

/K. Patrick Herman/

K. Patrick Herman, Reg. No. 75,018
Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019
Telephone: (212) 506-3596
Email: P52PTABDocket@orrick.com

Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned hereby confirms that the foregoing paper and associated exhibits were caused to be served via email on the following counsel of record for Petitioner on October 27, 2025:

Samuel Tiu
Tung Nguyen
Michael Roberts
SIDLEY AUSTIN LLP
stiu@sidley.com
tnguyen@sidley.com
mlroberts@sidley.com

David Tennant
Naveen Modi
Shamita Etienne-Cummings
Jeremy Rashid
PAUL HASTINGS LLP
davidtennant@paulhastings.com
naveenmodi@paulhastings.com
shamitaetienne@paulhastings.com
jeremyrashid@paulhastings.com

/K. Patrick Herman/

K. Patrick Herman, Reg. No. 75,018
Orrick, Herrington & Sutcliffe LLP
51 West 52nd Street
New York, NY 10019
Telephone: (212) 506-3596
Email: P52PTABDocket@orrick.com