

Filed on behalf of: GoSecure, Inc.

Entered: May 16, 2025

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CROWDSTRIKE, INC.,
Petitioner,

v.

GOSECURE, INC.,
Patent Owner.

Case IPR2025-00070
Patent 9,954,872

PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner GoSecure, Inc. submits the following objections to the evidence relied on by Petitioner CrowdStrike, Inc. Patent Owner's objections apply equally to Petitioner's reliance on this evidence in any subsequently filed documents or further proceedings in this matter. These objections are timely, having been filed and served within ten business days of institution of trial. Notwithstanding these objections, Patent Owner expressly reserves the right to rely on any evidence submitted by Petitioner, including on the ground that such evidence constitutes a party admission.

Objections

Exhibits 1003, 1009

Patent Owner objects to these exhibits as inadmissible hearsay under FRE 801 and 802 not falling under any exception and as improper expert testimony under FRE 702 and 703, to the extent they impermissibly act as a conduit for hearsay, including the hearsay objected to herein, and do not rely on the kinds of facts or data that experts in the relevant fields would reasonably rely on in forming an opinion on the subject without providing the underlying facts, data, and other required disclosures.

Patent Owner further objects to these exhibits for lack of foundation and lack of personal knowledge under FRE 602, and as improper lay testimony under FRE 701, to the extent they offer testimony in areas outside of Dr. Jakobsson's,

and Ms. Munford's areas of expertise or fail to properly provide the underlying facts, data, and other required disclosures. Patent Owner further objects to Exhibit 1009 as incomplete under FRE 106 as it includes an Appendix KING02 that is described as "selections from" another document.

Patent Owner also objects to Exhibit 1009 under 37 C.F.R. § 42.63(a) as incorporating evidence not in the form of an Exhibit. Patent Owner further objects to any Appendices of these exhibits as not properly authenticated under FRE 901. To the extent Petitioner relies on these Appendices for the truth of the matter asserted, Patent Owner objects to these Appendices as inadmissible hearsay under FRE 801 and 802 that do not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

Exhibits 1005-1006

Patent Owner objects to these exhibits as not properly authenticated under FRE 901 because Petitioner has not presented sufficient evidence to show that they are authentic or self-authenticating under FRE 902. To the extent Petitioner relies on these documents for the truth of the matter asserted, Patent Owner objects to these exhibit as inadmissible hearsay under FRE 801 and 802 that do not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

Patent Owner further objects to these exhibits under Fed. R. Evid. 401 and 402 as lacking relevance. These exhibits are irrelevant at least because they do not

make any fact more or less probable than it would be without the evidence, including because Petitioner has not shown Exhibit 1006 to be prior art. Patent Owner objects to these exhibits because any probative value of the documents is substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the factfinder, wasting time, and needlessly presenting cumulative evidence under Fed. R. Evid. 403.

Exhibits 1004, 1007-1008, 1011-1024

To the extent Petitioner relies on these exhibits for the truth of the matter asserted, Patent Owner objects to these exhibits as inadmissible hearsay under FRE 801 and 802 that do not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

Patent Owner further objects to these exhibits under Fed. R. Evid. 401 and 402 as lacking relevance. These exhibits are irrelevant at least because they do not make any fact more or less probable than it would be without the evidence. Patent Owner objects to these exhibits because any probative value of the documents are substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the factfinder, wasting time, and needlessly presenting cumulative evidence under Fed. R. Evid. 403.

Exhibits 1010, 1025, 1027

Patent Owner objects to these exhibits under Fed. R. Evid. 401 and 402 as lacking relevance. These exhibits are irrelevant at least because they do not make any fact more or less probable than it would be without the evidence. Patent Owner objects to these exhibits because any probative value of the documents are substantially outweighed by a danger of unfair prejudice, confusing the issues, misleading the factfinder, wasting time, and needlessly presenting cumulative evidence under Fed. R. Evid. 403.

Respectfully submitted,

Dated: May 16, 2025

By: /s/ Steven W. Peters

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), I certify that on this 16th day of May, 2025, a true and correct copy of the foregoing **Patent Owner's Objections to Petitioner's Evidence** was served by electronic mail on Petitioner's lead and backup counsel at the following email addresses:

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