UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SKECHERS U.S.A., INC.,

Petitioner,

v.

NIKE, INC.,

Patent Owner.

Case IPR2025-00141
Patent No. 8,266,749

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

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner Nike, Inc. ("Nike") respectfully submits the following objections to evidence submitted by Petitioner Skechers U.S.A. Inc. in the preliminary proceedings of this *inter partes* review. These objections to evidence have been timely filed and served within ten business days of the institution of trial.

Nike objects to Exhibit 1048 in its entirety, and to the portion of Exhibit 1002 identified below.

I. EXHIBIT 1048 – The New Oxford American Dictionary, Second Edition (defining Texture)

Nike objects to Exhibit 1048 under Fed. R. Evid. 401, 402, and 403 (inadmissible as not relevant and unfairly prejudicial and misleading) because Exhibit 1048 has a publication date that post-dates the effective filing date of the '749 patent. Exhibit 1048 is therefore not probative of what was commonly known to skilled artisans as of the time of invention of the '749 patent.

II. EXHIBIT 1002 – DECLARATION OF DR. SABIT ADANUR (NOVEMBER 4, 2024)

Nike objects to Paragraph 93 of Exhibit 1002 (Declaration of Dr. Sabit Adanur) and any reference to and/or reliance thereon under Fed. R. Evid. 702 as not being helpful to the trier of fact to determine a fact in issue or being based on sufficient facts or data. In these paragraphs, Dr. Adanur relies on Exhibit 1048 to purportedly show establish the plain and ordinary meaning of "texture." Ex. 1002 at

¶ 93. But as explained above, Exhibit 1048 is inadmissible under Fed. R. Evid. 401, 402, and 403.

Dated: September 24, 2025

/s/ Michael J. Harris

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CERTIFICATE OF SERVICE

The undersigned hereby certifies service on the Petitioner, pursuant to 37 C.F.R. §42.6(e) and by agreement of counsel, by electronic (e-mail) delivery of a true copy of the foregoing **PATENT OWNER'S OBJECTIONS TO EVIDENCE**, which was served on September 24, 2025 to the following Counsel for Petitioner via e-mail:

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