UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ANTHONY INC.,
Petitioner,

v.

CONTROLTEC, LLC,
Patent Owner.

Case IPR2025-00636
Patent 7,421,847

PETITIONER'S OBJECTIONS TO EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b)(1), Petitioner hereby submits the following objections to evidence filed with Patent Owner's Response of January 21, 2026.

Evidence	**Objections**
EX.2025	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2026	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2027	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2028	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.

EX.2029	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2030	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2031	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2034	**FRE 403:** The exhibit's probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues and wasting resources. **FRE 801, 802:** This exhibit is (or includes) inadmissible hearsay—i.e., an out of court statement offered for its truth that does not fall within any exception to the rule against hearsay. **FRE 901:** This exhibit is an unauthenticated document and is not self-authenticating under FRE 902.
EX.2037	**FRE 701/702/703:** Petitioner objects to this exhibit as being improper expert testimony at least because multiple paragraphs (e.g., paragraphs 16–18, 38–39, 65–66) comprise testimony not based on sufficient facts or data, that is irrelevant, that is not based on a reliable foundation, and/or that constitutes conclusory opinions without sufficient support from a witness not qualified to proffer testimony from the perspective of someone having ordinary skill in the art. Accordingly, this exhibit includes opinions that are not admissible under FRE 701, 702, or 703 or *Daubert v. Merrell Dow Pharms., Inc.*, 509 U.S. 579 (1993) and its progeny.

Respectfully submitted,

Dated: January 28, 2026

/Kenneth Wayne Darby Jr./

Kenneth W. Darby Jr., Reg. No. 65,068
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
T: 202-783-5070
F: 877-769-7945

Attorney for Petitioner

CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. §§42.6(e), the undersigned certifies that on January 28, 2026, a complete and entire copy of this Petitioner's Objections to Evidence was provided by email to the Patent Owner by serving the correspondence email addresses of record as follows:

Robert P. Ziemian
Ian Rainey
Theodore M. Foster
HAYNES AND BOONE, LLP
2801 N. Harwood Street, Suite 2300
Dallas, TX 75201

Email: robert.ziemian.ipr@haynesboone.com
ian.rainey.ipr@haynesboone.com
ipr.theo.foster@haynesboone.com

/Diana Bradley/
Diana Bradley
Fish & Richardson P.C.
60 South Sixth Street, Suite 3200
Minneapolis, MN 55402
bradley@fr.com