

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

---

ONEPLUS TECHNOLOGY (SHENZHEN) CO., LTD.,  
Petitioner,

v.

PANTECH CORPORATION,  
Patent Owner

---

IPR2025-00762

U.S. Patent No. 10,863,573

---

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

Mail Stop **Patent Board**  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

## **I. INTRODUCTION**

Pursuant to 37 C.F.R. § 42.64(b)(1) and the Federal Rules of Evidence ("F.R.E."), the undersigned counsel, on behalf of Patent Owner, hereby serves and submits the following objections to evidence submitted by Petitioner accompanying Petitioner's Petition for *Inter Partes* Review. These objections are timely because they are filed within ten days of institution of trial.

## **II. OBJECTIONS**

### **A. Ex. 1003**

Patent Owner objects to Exhibit 1003, and any reference to or reliance on this exhibit, on the following grounds:

**37 C.F.R. § 42.61 (Admissibility of evidence):** This exhibit is not admissible under any applicable rule of the Patent Trial and Appeal Board.

**37 C.F.R. § 42.65 (Expert Testimony):** This exhibit includes expert testimony that does not disclose the underlying facts or data on which the opinion is based.

**F.R.E. 401/402 (Relevance):** This exhibit is not relevant to any ground upon which trial was instituted. For example, this exhibit includes discussion of various documents (*e.g.*, Exs. 1008-1040), which have no bearing on whether the challenged claims are patentable under 35 U.S.C. § 103, the grounds of institution in this

proceeding (*e.g.*, ¶¶ 52-61, 69-77, 81, 85, 86, 88-91, 97, 98-102, 104-116, 128, 136, 140, 141, 143, 145, 147, 151, 167, 172, 177, 224, 233, 265).

**F.R.E. 403 (Excluding evidence for prejudice, confusion, waste of time, or for other reasons):** This exhibit includes information whose probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues, undue delay, wasting time, or needlessly presenting cumulative evidence (*e.g.*, ¶¶ 52-61, 69, 74-77, 85, 86, 88-91, 97, 98-102, 104-116).

**F.R.E. 602 (Need for Personal Knowledge):** This exhibit includes statements and testimony made without any personal knowledge, including and not limited to, what a POSITA would have understood at the time of the invention (*e.g.*, ¶¶ 194, 283), what components were “well-known” or “conventional” at the time of the invention (*e.g.*, ¶¶ 52-61, 69, 74-77, 85, 86, 88-91, 97, 98-102, 104-116)

**F.R.E. 702/703 (Expert testimony):** This exhibit includes statements and testimony on topics, including and not limited to, the state of the art at the time of the '573 Patent. This exhibit includes statements and testimony that are not based on sufficient facts and data, nor is it the product of reliable principles and methods (*e.g.*, ¶¶ 52-61, 69-77, 81, 85, 86, 88-91, 97, 98-102, 104-116, 128, 136, 140, 141, 143,

145, 147, 151, 167, 172, 177, 224, 233, 265). Further, the relied upon facts and data are not those on which experts in this field would reasonably rely.

**F.R.E. 801/802/805 (Hearsay):** This exhibit includes inadmissible hearsay and/or double hearsay with no applicable exceptions.

**B. Exhibits 1008, 1011-1014, and 1017-1040**

Patent Owner objects to Exhibits 1008, 1011-1014, and 1017-1040, and any reference to or reliance on these exhibits, on the following grounds:

**37 C.F.R. § 42.61 (Admissibility of evidence):** These exhibits are not admissible under any applicable rule of the Patent Trial and Appeal Board.

**F.R.E. 401/402 (Relevance):** These exhibits and their references in the record are not relevant because neither Petitioner nor its expert have provided any admissible evidence establishing their relevance on any ground upon which trial was instituted (*e.g.*, ¶¶ 52-61, 69-77, 81, 85, 86, 88-91, 97, 98-102, 104-116, 128, 136, 140, 141, 143, 145, 147, 151, 167, 172, 177, 224, 233, 265).

**F.R.E. 403 (Excluding evidence for prejudice, confusion, waste of time, or for other reasons):** These exhibits include information whose probative value to any ground upon which trial was instituted is substantially outweighed by the danger of unfair prejudice, confusing the issues, undue delay, wasting time, or needlessly

presenting cumulative evidence (*e.g.*, ¶¶ 52-61, 69-77, 81, 85, 86, 88-91, 97, 98-102, 104-116, 128, 136, 140, 141, 143, 145, 147, 151, 167, 172, 177, 224, 233, 265).

**F.R.E. 801/802/805 (Hearsay):** These exhibits also include inadmissible hearsay and/or double hearsay with no applicable exceptions.

**F.R.E. 901 (Authentication and Identification):** These exhibits are not of the kind that is self-authenticated, and has not been properly authenticated or identified as to support a finding that the item is what the proponent claims it to be.

**C. Exhibit 1016**

Patent Owner objects to Exhibit 1016, and any reference to or reliance on this exhibit, on the following grounds:

**37 C.F.R. § 42.61 (Admissibility of evidence):** This exhibit is not admissible under any applicable rule of the Patent Trial and Appeal Board.

**F.R.E. 401/402 (Relevance):** This exhibit and its references in the record are not relevant because neither Petitioner nor its expert have provided any admissible evidence establishing their relevance on any ground upon which trial was instituted.

**F.R.E. 403 (Excluding evidence for prejudice, confusion, waste of time, or for other reasons):** This exhibit includes information whose probative value to any ground upon which trial was instituted is substantially outweighed by the danger

of unfair prejudice, confusing the issues, undue delay, wasting time, or needlessly presenting cumulative evidence.

**F.R.E. 801/802/805 (Hearsay):** Exhibit 1016 includes inadmissible hearsay and/or double hearsay with no applicable exceptions.

**F.R.E. 901 (Authentication and Identification):** This exhibit is not of the kind that is self-authenticated, and has not been properly authenticated or identified as to support a finding that the item is what the proponent claims it to be.

### III. CONCLUSION

For at least the foregoing reasons, Patent Owner objects to Exhibits 1003, 1008, 1011-1014, and 1016-1040.

Dated: October 29, 2025

Respectfully submitted,

/James A. Fussell Reg No 54885 /  
Amanda S. Bonner  
Registration No. 65,224  
Mayer Brown LLP  
71 S. Wacker Drive  
Chicago, IL 60606  
Telephone: 312-782-0600  
Facsimile: 312-706-8157  
asbonner@mayerbrown.com

James A. Fussell, III  
Registration No. 54,885  
Clark S. Bakewell  
Registration No. 71,615  
Mayer Brown LLP  
1999 K Street NW

IPR2025-00762  
U.S. Patent No. 10,863,573  
Patent Owner's Objections to Evidence

Washington, D.C. 20006  
Telephone: 202-263-3000  
Facsimile: 202-263-3300  
jfussell@mayerbrown.com  
cbakewell@mayerbrown.com

*Attorneys for Pantech Corporation*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 29th day of October, 2025, a copy of the attached PATENT OWNER'S OBJECTIONS UNDER 37 C.F.R. § 42.64(b)(1) was served by electronic mail to the attorneys of record, at the following addresses:

|                                     |                                |
|-------------------------------------|--------------------------------|
| Babak Tehranchi<br>PERKINS COIE LLP | tehranchi-ptab@perkinscoie.com |
| Chris Moulder<br>PERKINS COIE LLP   | moulder-ptab@perkinscoie.com   |
| Yang Hsien Hsu<br>PERKINS COIE LLP  | hsu-ptab@perkinscoie.com       |
| Noah Kim<br>PERKINS COIE LLP        | kim-ptab@perkinscoie.com       |
| Han Saem Hong<br>PERKINS COIE LLP   | hong-ptab@perkinscoie.com      |

Respectfully submitted,

Date: October 29, 2025

/James A. Fussell Reg No 54885/  
James A. Fussell (Reg. No. 54,885)