

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

CLEARCORRECT OPERATING, LLC,
Petitioner,

v.
ALIGN TECHNOLOGY, INC.,
Patent Owner.

Case No. IPR2025-00817
Patent No. 10,791,936

PATENT OWNER'S SECOND OBJECTIONS TO EVIDENCE

I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.64(b)(1), Align Technology, Inc. (“Patent Owner”) submits the following objections to ClearCorrect Operating, LLC (“Petitioner”) Exhibit 1057.

Patent Owner’s objections are made pursuant to the Code of Federal Regulations (“C.F.R.”) governing this proceeding, including without limitation 37 C.F.R. §§42.61-42.65 and §42.6(a)(3). As required by 37 C.F.R. §42.62, Patent Owner’s objections below apply the Federal Rules of Evidence (“F.R.E.”).

II. OBJECTIONS

1. Opening Expert Report of Dr. Maureen Valley (Exhibit 1057)

Grounds for Objection: F.R.E. 401 (Test for Relevant Evidence); F.R.E. 402 (General Admissibility of Relevant Evidence); F.R.E. 403 (Excluding Relevant Evidence for Prejudice, Confusion, Waste of Time, or Other Reasons).

Exhibit 1057 is a redacted opening expert report of Dr. Maureen Valley filed in the co-pending litigation involving the parties. Patent Owner objects to the exhibit in its entirety under F.R.E. 401-402 because Petitioner has not shown it is relevant to the grounds of challenge as set forth in the petition. To the extent exhibit 1057 is deemed relevant, its probative value is minimal and its admission would be unduly prejudicial, misleading, and a waste of time. F.R.E. 401-403.

III. CONCLUSION

The aforementioned exhibit was served with Petitioner's Reply. These objections are made within 5 business days of service of the exhibit pursuant to 37 C.F.R. §42.64.

Respectfully submitted,

Dated: May 22, 2026

/ Michael T. Rosato /
Michael T. Rosato, Lead Counsel
Reg. No. 52,182

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Patent Owner's Second Objections to Evidence was served on May 22, 2026, at the following electronic service addresses:

Kathleen A. Daley
Anthony J. Berlenbach
Xirui Zhang
Jason E. Stach
Finnegan, Henderson, Farabow, Garrett & Dunner, LLP
Kathleen.Daley@finnegan.com
Anthony.Berlenbach@finnegan.com
Xirui.Zhang@finnegan.com
Jason.Stach@finnegan.com
ClearCorrect-IPR-Attorneys@finnegan.com

Respectfully submitted,

Dated: May 22, 2026

/ Michael T. Rosato /
Michael T. Rosato, Lead Counsel
Reg. No. 52,182