

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

SUZHOU MOJAWA INTELLIGENT ELECTRONIC CO., LTD.,

Petitioner,

v.

SHENZHEN SHOKZ CO., LTD.,

Patent Owner.

PTAB Case No. IPR2025-00842

Patent No. 11,197,084 B2

**PATENT OWNER'S OBJECTIONS TO PETITIONER'S
EVIDENCE IN A PRELIMINARY PROCEEDING
UNDER 37 C.F.R. § 42.64(b)(1)**

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner Shenzhen Shokz Co., Ltd. (“Shokz” or “Patent Owner”) objects to evidence submitted during a preliminary proceeding by Petitioner Suzhou Mojawa Intelligent Electronic Co., Ltd. (“Petitioner”) with its Petition (Paper 1) filed May 8, 2025. The objections are based on 37 C.F.R. Part 42, and the relevant portions of Federal Rules of Evidence (“F.R.E.”) that are applicable to *Inter Partes* Review proceedings under 37 C.F.R. § 42.62. These objections have been timely filed and served within ten business days of the institution of trial.

I. Exhibits 1004-1009, 1018, 1022

Patent Owner objects to these exhibits as improper translations under 37 C.F.R. § 42.63(b) and Federal Rules of Evidence 604 and 901. None of these exhibits contains an affidavit by the translator attesting that the translator is fluent in both the original language and English, and that the translator correctly translated the exhibit. The affidavits attached to these Exhibits appear to have been signed by individuals other than the translator, and thus the exhibits are not properly accompanied by translator affidavits. Exhibits 1004-1006 are signed by a “project manager” who does not state that he performed the translation, nor identify the translator at all. Exhibits 1007-1009, 1018, and 1022 all contain translation affidavits signed by the same individual even though exhibits 1007 and 1018 purport to have been translated from Japanese while exhibits 1008, 1009, and

1022 purport to have been translated from Chinese. None of these exhibits state whether that individual actually performed the translations, identify who did perform the translations, or identify the qualifications of the translator. Patent Owner reserves the right to take depositions of any of the individuals who signed the translation affidavits or who actually performed the translations.

II. Exhibit 1024

Patent Owner objects to Exhibit 1024 under Federal Rule of Evidence 901 due to lack of authentication, and as irrelevant due to lack of proof of public access or public availability.

III. Exhibits 1017, 1020 and 1021

Patent Owner objects to Exhibits 1017, 1020, and 1021 as irrelevant because they are not cited in the Petition. *See* 37 C.F.R. §42.6(a)(3) (“Arguments must not be incorporated by reference from one document into another document.”); Consolidated Trial Practice Guide November 2019 at 35-363 (“[P]arties that incorporate expert testimony by reference in their petitions ... without providing explanation of such testimony risk having the testimony not considered by the Board.”), citing *Cisco Systems, Inc. v. C-Cation Techs., LLC*, IPR2014-00454, Paper 12 (PTAB Aug. 29, 2014) (informative) (“we will not consider arguments that are not made in the Petition, but are instead incorporated by reference to the [expert’s] Declaration”).

IV. Exhibit 1035

Patent Owner objects to Exhibit 1035 as untimely and lacking relevance because it was not filed with or cited by the Petition. *See* 37 C.F.R. § 42.104(b).

These objections have been timely filed and served within ten business days of the institution of the trial.

Dated: December 3, 2025

Respectfully submitted,

/Babak Tehranchi/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that a true copy of the foregoing PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE was served in its entirety by electronic mail on the Petitioner via its attorneys of record:

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