

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IMPERATIVE CARE, INC.,
Petitioner,

v.

INARI MEDICAL, INC.,
Patent Owner.

Case **IPR2026-00169**
Patent No. **12,156,669**

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

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner submits the following objections to exhibits filed by Petitioner, Imperative Care, Inc., with its Petition for *Inter Partes* Review of U.S. Patent No. 12,156,669. Patent Owner's objections apply equally to Petitioner's reliance on these exhibits in its Petition or any subsequently-filed documents regarding same. These objections are timely, having been served within ten (10) business days of the Board's decision to institute a trial in this proceeding.

Exhibit 1003

Patent Owner objects to Exhibit 1003 (Expert Declaration of Troy Thornton) under FRE 702 because the testimony is not based upon sufficient facts or data and is not the result of application of reliable principles and methods. Patent Owner further objects under FRE 703 that the facts or data are not of a type reasonably relied upon by experts. Patent Owner further objects to Exhibit 1003 as creating unfair prejudice, confusing the issues, or as a waste of time pursuant to FRE 403 and as not being relevant and therefore being inadmissible under FRE 401 and 402. Mr. Thornton fails to qualify as either a POSA or an expert in the technological field of the '669 patent.

Patent Owner further objects to Exhibit 1003 to the extent that any paragraph relies upon an exhibit that is objected to herein for the reasons set forth in those

objections. Any paragraph in Exhibit 1003 that relies upon any exhibit not relied upon by the PTAB to institute this proceeding is further objected to as not being relevant and therefore being inadmissible under FRE 401 and 402. Patent Owner likewise objects to any testimony or argument purporting to rely on Petitioner's Exhibit No. 1003.

Exhibits 1016-1018

Patent Owner incorporates by reference all real-time objections made by Patent Owner's counsel during the depositions of Patent Owner's expert, Paul Zalesky, as reflected in the deposition transcripts (Exhibits Nos. 1016-1018).

Exhibits 1036, 1037, 1040, 1041

Patent Owner objects to Exhibit Nos. 1036, 1037, 1040, and 1041 as confusing the issues or as a waste of time pursuant to FRE 403 and as not being relevant and therefore being inadmissible under FRE 401 and 402. Patent Owner further objects to Exhibits Nos. 1036, 1037, 1040, and 1041 pursuant to FRE 901 as lacking authentication or evidence sufficient to support a finding that the document is what Petitioner claims it to be. Patent Owner likewise objects to any testimony or argument purporting to rely on Petitioner's Exhibit Nos. 1036, 1037, 1040, and 1041.

Furthermore, Patent Owner objects to paragraphs in the Petition that rely on exhibits objected to in this Patent Owner's Objections to Petitioner's Evidence.

Respectfully submitted,

Date: June 16, 2026

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Counsel for Patent Owner

CERTIFICATE OF SERVICE

The undersigned certifies that a true copy of **PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE UNDER 37 C.F.R. § 42.64(b)(1)** was served electronically on June 16, 2026, in its entirety on the following counsel of record for Petitioner:

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