

Paper No. ____
Filed: May 22, 2017

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

IBG LLC,
INTERACTIVE BROKERS LLC,
TRADESTATION GROUP, INC., and
TRADESTATION SECURITIES, INC.

Petitioners

v.

TRADING TECHNOLOGIES INTERNATIONAL, INC.

Patent Owner

Case CBM2016-00087
U.S. Patent 7,412,416 B2

PATENT OWNER'S OBJECTIONS TO EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner objects to the following

Petitioner Exhibits:

- 1061** - Growth and Change in the Eighties, New York Stock Exchange Annual Report, 1983.
- 1062** - Terrell, E., “History of the American and NASDAQ Stock Exchanges,” Business Reference Services, September 2006.
- 1063** - Rustin, R., “Stock Exchange’s New Home May Feature Push-Button Trades Via Private Offices,” The Wall Street Journal, May 13, 1969.
- 1066** - Merriam-Webster Collegiate Dictionary, Eleventh Edition, 2008
- 1067** - Webster’s New World College Dictionary, Fourth Edition, 2012.

I. OBJECTIONS TO EXHIBITS 1061-1063, AND 1066-1067

Patent Owner objects to Exhibits 1061-1063, and 1066-1067 to the extent that Petitioners rely on their contents for the truth of the matters asserted therein. Exhibits 1061-1063, and 1066-1067 are inadmissible hearsay under **FRE 801 and 802**, and no exception applies.

Further, Petitioners have submitted no evidence that sufficiently authenticates Exhibits 1061-1063, and 1066-1067 rendering these Exhibits inadmissible under **FRE 901**.

Patent Owner also objects to Exhibits 1061-1063, and 1066-1067 as lacking any tendency to make any fact at issue in this proceeding more or less probable. These Exhibits are therefore inadmissible under **FRE 401 and 402**, or in the alternative, under **FRE 403** as prejudicial and a waste of time.

Respectfully submitted,

Dated: May 22, 2017

By: /Cole B. Richter/
Cole B. Richter,
Counsel for Patent Owner
Reg. No. 65,398

McDonnell Boehnen Hulbert &
Berghoff LLP
300 South Wacker Drive
Chicago, Illinois 60606
(312) 913-0001 Telephone
(312) 913-0002 Facsimile

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **Patent Owner's Objections to Evidence** was served on May 22, 2017, via email directed to counsel of record for the Petitioner at the following:

Robert E. Sokohl
rsokohl-PTAB@skgf.com

Lori A. Gordon
lgordon-PTAB@skgf.com

Richard M. Bemben
rbemben-PTAB@skgf.com

John C. Phillips
PTABINBOUND@fr.com

PTAB@skgf.com

Date: May 22, 2017

/Cole B. Richter/