

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PETROLEUM GEO-SERVICES INC.
and
ION GEOPHYSICAL CORPORATION
AND ION INTERNATIONAL S.A.R.L.
Petitioners

v.

WESTERNGECO, LLC
Patent Owner

Case IPR2014-00689¹

U.S. Patent No. 7,293,520

PETROLEUM GEO-SERVICES INC.'S OBJECTIONS TO EVIDENCE

¹ Case IPR2015-00565 has been joined with this proceeding.

Petitioner Petroleum Geo-Services Inc. (“PGS”) objects pursuant to 37 C.F.R. § 42.64(b)(1) and the Federal Rules of Evidence (“FRE”) to the admissibility of evidence served by Patent Owner WesternGeco, LLC on June 22, 2015. PGS files these objections pursuant to 37 C.F.R. § 42.64(b)(1), which—as of May 19, 2015—requires objections to be filed with the Board. *See* 80 F.R. 28,561, 28,563. Nothing contained herein shall be deemed to withdraw any objection in PGS’ Objections to Evidence—including to Exhibits 2141, 2142, 2151, 2152, 2153-56, and 2161—previously served on Patent Owner on March 27, April 16, May 6, May 28, and June 8, 2015.

The exhibits objected to, and grounds for PGS’ objections, are listed below. PGS also objects to Patent Owner’s reliance on or citation to any objected evidence in its papers.

I. IDENTIFICATION OF CHALLENGED EVIDENCE AND GROUNDS FOR OBJECTIONS

A. Exhibit 2163

PGS objects to Exhibit 2163, the Third Declaration of Timothy Gilman, under FRE 402 and FRE 403 because it is irrelevant and its probative value is substantially outweighed by the danger of wasting time in this compressed proceeding. Exhibit 2163 purports to authenticate various exhibits. Exhibit 2163 is irrelevant to the extent that it attempts to authenticate irrelevant exhibits.

Exhibit 2163 is also irrelevant to the extent that it does not cure the objections identified in PGS' Objections to Evidence of June 8, 2015.

PGS further objects to Exhibit 2163 under FRE 402, 403 and 602 to the extent that Mr. Gilman provides comments that are outside his personal knowledge or lack foundation.

Nothing herein shall be deemed to withdraw any of PGS' objections to exhibits referenced in Exhibit 2163.

B. Exhibit 2165

PGS objects to Exhibit 2165, the Second Declaration of Michael Kiklis, under FRE 402 and FRE 403 because it is irrelevant and its probative value is substantially outweighed by the danger of wasting time in this compressed proceeding. Exhibit 2165 purports to authenticate an exhibit. Exhibit 2165 is irrelevant to the extent that it attempts to authenticate irrelevant exhibits. Exhibit 2165 is also irrelevant to the extent that it does not cure the objections identified in PGS' Objections to Evidence of June 8, 2015.

Nothing herein shall be deemed to withdraw any of PGS' objections to exhibits referenced in Exhibit 2165.

II. CONCLUSION

To the extent Patent Owner fails to correct the defects identified above, PGS may file a motion to exclude under 37 C.F.R. § 42.64(c).

Dated: June 29, 2015

Respectfully submitted,

/Jessamyn Berniker/

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that the above-captioned *Petroleum Geoservices Inc.'s Objections to Evidence* was served on June 29, 2015, by delivering a copy via electronic mail upon the following attorneys of record.

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