

Filed on behalf of: VirnetX Inc.

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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

THE MANGROVE PARTNERS MASTER FUND, LTD., APPLE INC., and
BLACK SWAMP IP, LLC,
Petitioner

v.

VIRNETX INC.,
Patent Owner

Case IPR2015-01047¹
Patent 7,490,151

**PATENT OWNER'S OBJECTIONS TO
PETITIONERS' EXHIBITS**

¹ Apple Inc. and Black Swamp IP, LLC, who filed petitions in IPR2016-00063 and IPR2016-00167, respectively, have been joined as a Petitioner in the instant proceeding.

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner VirnetX Inc. submits the following objections to certain exhibits served by The Mangrove Partners Master Fund, Ltd., Apple Inc., and Black Swamp IP, LLC (“Petitioners”) in Case No. IPR2015-01047. Patent Owner’s objections apply equally to Petitioners’ reliance on these exhibits in any subsequently-filed documents. These objections are timely, having been served within five business days of service of the evidence to which the objection is directed.

Exhibits 1037, 1039-1042

Patent Owner objects to Exhibits 1037 and 1039-1042 under Rule 802 of the Federal Rules of Evidence because these exhibits constitute inadmissible hearsay. Patent Owner further objects to Exhibits 1037 and 1039-1042 under Rule 901 of the Federal Rules of Evidence because these exhibits lack authentication.

Exhibit 1044

Patent Owner objects to Exhibit 1044 under Rules 401-403 of the Federal Rules of Evidence because Petitioners did not rely on this exhibit in their reply.

Dated: May 16, 2016

Respectfully submitted,

/Joseph E. Palys/
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Registration No. 46,508

Counsel for VirnetX Inc.

CERTIFICATE OF SERVICE

I hereby certify that on this 16th day of May 2016, a copy of the foregoing Patent Owner's Objections to Petitioners' Exhibits was served by electronic mail upon the following:

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