

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

MICROSOFT CORPORATION,
Petitioner

v.

BRADIUM TECHNOLOGIES LLC,
Patent Owner

CASE IPR2016-00448
Patent 7,908,343

**PATENT OWNER BRADIUM TECHNOLOGIES LLC'S
OPPOSITION TO PETITIONER'S
MOTION TO EXCLUDE EVIDENCE**

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Pursuant to the Board’s Scheduling Order dated July 25, 2016 (Paper 10); the Stipulation to Modify Due Dates 4 and 5 (Paper 39); and 37 C.F.R. § 42.64(c), Patent Owner Bradium Technologies LLC (“Bradium”) responds to Petitioner’s Motion to Exclude Evidence (Paper 45), which seeks to exclude twenty of Patent Owner’s Exhibits, Nos. 2016–18, 2021, 2030, 2032, 2035–36, 2039, 2044–49, 2051–53, 2059, and 2063.¹

The Board should deny Microsoft’s motion. Microsoft’s hearsay objection fails because these exhibits are either Microsoft’s own statements or are used by Bradium for non-hearsay purposes. Microsoft’s objection to the completeness of the translations of Exhibits 2051–53 also fails, because Mr. Levanon relies on the English-language portions of the exhibits and the graphics and logos included in the exhibits. Also, the relevant and necessary portions of the exhibits were translated, and the accuracy of that translation is undisputed.

I. EXHIBITS 2051–2053 (KENWOOD CAR NAVIGATION SYSTEM BROCHURES) SHOULD NOT BE EXCLUDED

Exhibits 2051–2053 are Kenwood car navigation system brochures [REDACTED]

[REDACTED]

[REDACTED]

[REDACTED]

¹ In this motion, “F.R.E.” refers to the Federal Rules of Evidence, which generally apply to this proceeding. 37 C.F.R. § 42.62(a).

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