

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BAKER HUGHES INCORPORATED and
BAKER HUGHES OILFIELD OPERATIONS, INC.,
Petitioners,

v.

PACKERS PLUS ENERGY SERVICES INC.,
Patent Owner.

Case IPR2016-00598
Patent 7,861,774

**EXCLUSIVE LICENSEE RAPID COMPLETIONS LLC'S
OBJECTIONS TO PETITIONERS' EVIDENCE PURSUANT
TO 37 C.F.R. §42.64(b)(1)**

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Under the Federal Rules of Evidence and 37 C.F.R. § 42.64, Exclusive

Licensee Rapid Completions LLC timely objects to evidence submitted with the Petitioners' Petition for *Inter Partes* Review (Paper 1) filed February 19, 2015.

Rapid Completions serves Petitioners with these objections to provide notice that Rapid Completions may move to exclude the challenged exhibits under 37 C.F.R. § 42.64(c) unless Petitioners cure the defects associated with the challenged exhibits identified below.

Exhibit 1005—Daneshy Declaration

Rapid Completions objects to the Daneshy Declaration under FRE 703 as relying on improper evidence under FRE 401–403, 801, and 901—as the prejudicial effect of this evidence outweighs any probative value that it may have. *E.g.*, Daneshy Decl. ¶¶ 39, 46, 49, 50, 51, 67–78 (citing Thomson); ¶¶ 29, 33, 41, 42, 46, 47, 49, 51, 65, 75–78 (citing Ellsworth). The following paragraphs provide specific objections to at least one of the documents that the declarant references in his declaration, and to the extent the declaration relies on these inadmissible documents, Rapid Completions objects to the declarant's testimony for the same reasons.

Exhibit 1002—Thomson

To the extent Petitioners rely on the contents of this document for the truth of the matter asserted (for example, to establish public accessibility as a printed publication), Rapid Completions objects to such contents as inadmissible hearsay

under FRE 801 and 802 that does not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

Rapid Completions also objects to this document as not properly authenticated under FRE 901 because Petitioners have not presented any evidence that the document is authentic nor that the document is self-authenticating under FRE 902.

And Rapid Completions objects to this document as irrelevant under FRE 401 and thus inadmissible under FRE 402, or as confusing or a waste of time under FRE 403 because this document is inadmissible under FRE 801, 802, and 901 as explained above.

Exhibit 1003—Ellsworth

To the extent Petitioners rely on the contents of this document for the truth of the matter asserted (for example, to establish public accessibility as a printed publication), Rapid Completions objects to such contents as inadmissible hearsay under FRE 801 and 802 that does not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

Rapid Completions also objects to this document as not properly authenticated under FRE 901 because Petitioners have not presented sufficient evidence that the document is authentic nor that the document is self-authenticating under FRE 902.

And Rapid Completions objects to this document as irrelevant under FRE 401 and thus inadmissible under FRE 402, or as confusing or a waste of time under FRE 403 because this document is inadmissible under FRE 801, 802, and 901 as explained above.

Respectfully submitted,
STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Michael B. Ray/

Michael B. Ray
Registration No. 33,997
Attorney for Exclusive Licensee

Date: 9/6/2016

1100 New York Avenue, N.W.
Washington, D.C. 20005
(202) 371-2600

CERTIFICATION OF SERVICE

The undersigned hereby certifies that the foregoing **EXCLUSIVE LICENSEE RAPID COMPLETIONS LLC'S OBJECTIONS TO PETITIONERS' EVIDENCE PURSUANT TO 37 C.F.R. §42.64(b)(1)** was served electronically via e-mail on September 6, 2016, in their entirety on the following counsel of record for Petitioner:

Mark T. Garrett (Lead Counsel)
Eagle H. Robinson (Back-up Counsel)
NORTON ROSE FULBRIGHT US LLP
mark.garrett@nortonrosefulbright.com

STERNE, KESSLER, GOLDSTEIN & FOX P.L.L.C.

/Michael B. Ray/

Michael B. Ray
Registration No. 33,997
Attorney for Exclusive Licensee

Date: 9/6/2016

1100 New York Avenue, N.W.
Washington, D.C. 20005
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