

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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APPLE INC.,  
Petitioner

v.

CHESTNUT HILL SOUND INC.,  
Patent Owner

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Case IPR2016-00794  
Patent 8,090,309

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**PETITIONER'S OBJECTIONS TO PATENT OWNER'S  
DEMONSTRATIVE EXHIBITS**

Petitioner objects to Patent Owner's bringing the George™ product to the oral hearing. The George™ product is new evidence; not of record. Petitioner objects to service of these demonstratives as untimely. They were served on April 12 at 12:50am ET, after the April 11<sup>th</sup> deadline. Petitioner objects, as follows, to Patent Owner's slides as including new evidence and/or new argument:

Slides	Objections
8	<b>New evidence:</b> These portions of the '309 patent are not specifically discussed in the papers of record and are suggestive of new argument.
10	<b>New evidence:</b> The excerpts from AbiEzzi and Baumgartner and the newly-introduced picture are not evidence discussed in the papers of record and are suggestive of new argument.
12	<b>New evidence:</b> FIG. 4 of the '309 patent is not specifically discussed in the papers of record and is suggestive of new argument
19	<b>New evidence:</b> FIG. 3 of Baumgartner is not specifically discussed in the papers of record.
26, 30-31	<b>New evidence:</b> The excerpts from Mercer's Deposition Transcript in these slides are not specifically discussed in the papers of record.
32	<b>New evidence/argument:</b> The excerpts from Mercer's Deposition Transcript in these slides are not specifically discussed in the papers of record and the parenthetical is not an argument in a paper of record.
36	<b>New argument:</b> The arguments in this slide are not in a paper of record.
43	<b>New argument/evidence:</b> The arguments in this slide are not in a paper of record and the excerpts from Barton and Klemets are not specifically discussed in the papers.
45	<b>New argument:</b> The arguments in this slide are not in a paper of record.
47, 51-52	<b>New evidence:</b> The slides feature portions of evidence not specifically discussed in the papers of record.

Respectfully submitted,

Date: April 17, 2017

/Joshua A. Griswold/  
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Reg. No. 46,310

Attorney for Petitioner

