UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC., Petitioner

v.

CHESTNUT HILL SOUND INC., Patent Owner

> Case IPR2016-00794 U.S. Patent No. 8,090,309

PETITIONER'S OBJECTIONS TO ADMISSIBILITY OF EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b), Petitioner objects as follows to the

admissibility of the evidence served by Patent Owner on June 28, 2016:

Evidence	Objections
IPR2015-01463, Paper No. 2	FRE 402 (Relevance): The Patent Owner does
(Exhibit 2001)	not use this exhibit in supporting the patentability
	of the Challenged Claims. Thus, to the extent
	that Patent Owner relies on the exhibit as
	anything other than prior art or in showing the
	patentability or unpatentability of the '309 patent,
	the exhibit is not relevant.
Oct. 9, 2015 Case No. 15-	FRE 402 (Relevance): The Patent Owner does
261, D. Del., at 69:4-71:13	not use this exhibit in supporting the patentability
(Exhibit 2002)	of the Challenged Claims. To the extent that
	Patent Owner relies on the exhibit as anything
	other than prior art or in showing the patentability
	or unpatentability of the '309 patent, the exhibit is
	not relevant.
Excerpts of Petition for	FRE 402 (Relevance): The Patent Owner does
Inter-Partes Review	not use this exhibit in supporting the patentability
IPR2016-00794 (Exhibit	of the Challenged Claims. To the extent that
2003	Patent Owner relies on the exhibit as anything
	other than prior art or in showing the patentability
	or unpatentability of the '309 patent, the exhibit is
	not relevant.
Chestnut Hill Sound Inc. v.	FRE 802 (Hearsay): The entirety of this exhibit
Apple Inc., No. 15-261-RGA	is an out of court statement offered to prove the
(D. Del), Exhibits to	Patent Owner's development and sale of an audio
Opening Brief in Support of	system and accolades allegedly awarded to an
Motion for Preliminary	audio system, and are thus hearsay.
Injunction (Exhibit 2004)	EDE 001 (Authentication): Detaut Own of 1
	FRE 901 (Authentication): Patent Owner has failed to show that the exhibit is self-
	authenticating, and has failed to produce evidence
	to show that this is an authentic copy of the documents.
	documents.

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	FRE 402 (Relevance): The Patent Owner does not use this exhibit in supporting the patentability of the Challenged Claims. To the extent that Patent Owner relies on the exhibit as anything other than prior art or in showing the patentability or unpatentability of the '309 patent, the exhibit is not relevant.
Additional Excerpts of Petition for Inter-Partes Review IPR2016-00794 (Exhibit 2005)	FRE 402 (Relevance): The Patent Owner does not use this exhibit in supporting the patentability of the Challenged Claims. To the extent that Patent Owner relies on the exhibit as anything other than prior art or in showing the patentability or unpatentability of the '309 patent, the exhibit is not relevant.

Respectfully submitted,

Dated: October 7, 2016

DOCKET

/Joshua A. Griswold/

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Attorney for Petitioner

Proceeding No. IPR2016-00794 Attorney Docket No. 39521-0016IP2

CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(1) and 42.6(e)(4)(iii), the undersigned

certifies that on October 7, 2016, a complete and entire copy of this Petitioner's

Objections to Evidence was provided via email to the Patent Owner by serving the

email correspondence addresses of record as follows:

DOCKE.

RM

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