

UNITED STATES PATENT AND TRADEMARK OFFICE

---

BEFORE THE PATENT TRIAL AND APPEAL BOARD

---

APPLE INC.,  
Petitioner

v.

REALTIME DATA, LLC D/B/A/ IXO,  
Patent Owner

---

Case IPR2016-01738  
Patent 8,880,862

---

**PATENT OWNER REALTIME DATA, LLC D/B/A IXO'S OBJECTIONS  
TO PETITIONER'S EVIDENCE PURSUANT TO 37 C.F.R. § 42.64(b)(1)**

Patent Owner Realtime Data, LLC d/b/a IXO (“Realtime”) objects to Petitioner’s evidence for reasons set forth below. Realtime’s objections to evidence are timely under 37 C.F.R. § 42.64(b)(1). Realtime serves Petitioner with these objections to provide notice that Realtime may move to exclude the evidence listed below under 37 C.F.R. § 42.64(c).

| <b>Exhibit</b> | <b>Portion to Exclude</b> | <b>Objection</b>                                       | <b>Grounds</b>   |
|----------------|---------------------------|--|--|
| 1048           | All                       | FRE 901, 902;<br>FRE 801, 802;<br>FRE 401, 402,<br>403 | No evidence produced sufficient to support a finding that the item is what it is claimed to be, no evidence this exhibit is self-authenticating; Offered to prove the truth of the matter asserted, which is inadmissible hearsay having no applicable exception; Not relevant to any issue in this proceeding because this exhibit is purportedly from June 2005, which is outside the relevant time period of the ‘862 Patent. |
| 1049           | All                       | FRE 901, 902;<br>FRE 801, 802;<br>FRE 401, 402,<br>403 | No evidence produced sufficient to support a finding that the item is what it is claimed to be, no evidence this exhibit is self-authenticating; Offered to prove the truth of the matter asserted, which is inadmissible hearsay having no applicable exception; Not relevant to any issue in this proceeding because this exhibit is purportedly from July 2007, which is outside the relevant time period of the ‘862 Patent. |

Respectfully Submitted,

Date: December 20, 2017

/Joseph F. Edell/

Joseph F. Edell (Reg. No. 67,625)  
Richard Z. Zhang (Reg. No. 73,397)  
Fisch Sigler LLP  
5301 Wisconsin Avenue NW  
Fourth Floor  
Washington, DC 20015  
Phone: (202) 362-3527  
Fax: (202) 362-3501  
Email: Joe.Edell.IPR@fischllp.com  
Email: Richard.Zhang.IPR@fischllp.com

Desmond S. Jui (*pro vac vice*)  
Fisch Sigler LLP  
96 North Third Street  
Suite 260  
San Jose, CA 95112  
Phone: (650) 362-8209  
Email: Desmond.Jui.IPR@fischllp.com

William P. Rothwell (Reg. No. 75,522)  
Noroozi PC  
2245 Texas Drive, Suite 300  
Sugar Land, TX 77479  
Phone: (281) 566-2685  
Email: William@noroozipc.com

Kayvan B. Noroozi (*pro hac vice*)  
Noroozi PC  
1299 Ocean Avenue, Suite 450  
Santa Monica, CA 90401  
Phone: (310) 975-7074  
Email: Kayvan@noroozipc.com

**CERTIFICATE OF SERVICE**

I hereby certify that on December 20, 2017, a true and correct copy of the foregoing Patent Owner's Objections to Petitioner's Evidence Pursuant to 37 C.F.R. § 42.64(b)(1) is being served electronically to the Petitioner at the correspondence email addresses of record provided in the Petition as follows:

W. Karl Renner (Lead Counsel) IPR39521-0025IP2@fr.com

Respectfully Submitted,

Date: December 20, 2017

/Joseph F. Edell/  
Joseph F. Edell (Reg. No. 67,625)  
Fisch Sigler LLP  
5301 Wisconsin Avenue NW  
Fourth Floor  
Washington, DC 20015  
Phone: (202) 362-3527  
Fax: (202) 362-3501  
Email: Joe.Edell.IPR@fischllp.com