

**UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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GOOGLE INC.  
Petitioner

v.

KONINKLIJKE PHILIPS N.V.  
Patent Owner

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*INTER PARTES* REVIEW OF U.S. PATENT NO. RE44,913  
Case IPR2017-00386

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**GOOGLE INC.'S OBJECTIONS TO EVIDENCE**

Petitioner Google Inc. (“Google”) objects pursuant to 37 C.F.R.

§ 42.64(b)(1) and the Federal Rules of Evidence (“FRE”) to the admissibility of exhibits served by Patent Owner Koninklijke Philips N.V. on September 18, 2017.

The exhibits objected to, and grounds for Google’s objections, are listed below.

**I. IDENTIFICATION OF CHALLENGED EVIDENCE AND GROUNDS FOR OBJECTIONS**

**A. Exhibit 2009**

Exhibit 2009 purports to be a monograph discussing the history of typewriters. Google objects to Exhibit 2009 under FRE 901, 1002, and 1003. It has not been authenticated and lacks proper foundation under FRE 901, is not self-authenticating under 902, and is not a “duplicate” as defined by FRE 1001(e).

Exhibit 2003 is therefore inadmissible under FRE 901, 1002, and 1003.

Additionally, Google objects to this exhibit as inadmissible hearsay under FRE 802. Google also objects to Exhibit 2009 under FRE 402 and 403 because it is irrelevant and its probative value is substantially outweighed by the danger of wasting time in this compressed proceeding. Exhibit 2009 appears to be dated October 6, 2011—after the priority date of the ’913 patent—and bears no relevance to the graphical user interface presented in Sakata II or how a POSA would have been motivated to modify that user interface as of the June 30, 2001 priority date. Therefore, Exhibit 2008 should be excluded under FRE 402 and 403.

**B. Exhibit 2010**

Exhibit 2010 purports to be excerpts from a product manual, but it is incomplete, and appears to be missing various pieces of text. It should be introduced in complete form under FRE 106. Google also objects to Exhibit 2002 under FRE 402 and 403 because it is irrelevant and its probative value is substantially outweighed by the danger of wasting time in this compressed proceeding. Exhibit 2010 illustrates a graphical keyboard from a Nokia device but bears no relevance to the graphical user interface presented in Sakata II, the secondary character options presented in that interface, or how a POSA would have been motivated to modify that user interface as of the June 30, 2001 priority date. Therefore, Exhibit 2008 should be excluded under FRE 402 and 403. Google also objects to this exhibit as inadmissible hearsay under FRE 802.

**C. Exhibit 2014**

Exhibit 2014 purports to be a printout of a Wikipedia webpage titled “List of Japanese typographic symbols.” Google objects to Exhibit 2014 under FRE 901, 1002, and 1003. It has not been authenticated and lacks proper foundation under FRE 901, is not self-authenticating under 902, and is not a “duplicate” as defined by FRE 1001(e). Exhibit 2014 is therefore inadmissible under FRE 901, 1002, and 1003. Additionally, Google objects to this exhibit as inadmissible hearsay under FRE 802.



