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UNITED STATES PATENT AND TRADEMARK OFFICE

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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CELLTRION, INC.,  
Petitioner,

v.

GENENTECH, INC.,  
Patent Owner.

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Case IPR2017-01374  
U.S. Patent 6,407,213

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**PATENT OWNER'S OBJECTIONS TO EVIDENCE  
PURSUANT TO 37 C.F.R. § 42.64**

Pursuant to 37 C.F.R. § 42.64, Patent Owner Genentech, Inc. presents the following objections to evidence served with the Petition of Celltrion, Inc. (“Petitioner”).

Genentech objects to Exhibit 1003, Declaration of Declaration of Dr. Lutz Riechmann, Ph.D., in Support of Celltrion's Petition for *Inter Partes* Review of U.S. Patent No. 6,407,213. Genentech specifically objects to ¶¶ 26, 27-36, 44-45, 47, 51-53, 60-61, 74, 79, 82-86, 88, 91-93, 97, 99-110, 114, 116, 118-120, 123, 128, 132, 145-150, 152-153, 155-156, 158-160, 162-164, 167-174, 176, 178-187, 189-192, 194-195, 197-207, 209, 211-213, 215-222, 224-234, 236-240, 242-270, 272-277, 279-282, 284-300, 302-306, 308-312, 314-317, 320-353 and all paragraphs that rely on those paragraphs as lacking a disclosed basis of sufficient facts or data (FRE 705; 37 C.F.R. § 42.65), not being based on sufficient facts or data, the product of reliable principles and methods, and/or a reliable application of the principles and methods to the facts (FRE 702, 703), and being misleading and/or confusing (FRE 403).

Genentech objects to Exhibit 1004, Declaration of Dr. Robert Charles Fredrick Leonard, M.D., in Support of Celltrion's Petition for *Inter Partes* Review of U.S. Patent No. 6,407,213. Genentech specifically objects to ¶¶ 13-14, 16, 24-25, 38-40, 48, 56, 60, 62-64 and all paragraphs that rely on those paragraphs as lacking a disclosed basis of sufficient facts or data (FRE 705; 37 C.F.R. § 42.65),

not being based on sufficient facts or data, the product of reliable principles and methods, and/or a reliable application of the principles and methods to the facts (FRE 702, 703), and being misleading and/or confusing (FRE 403).

Genentech objects to Exhibit 1030 Protein Data Bank - Chronology, National Science Foundation, [https://www.nsf.gov/news/news\\_summ.jsp?cntn\\_id=100689](https://www.nsf.gov/news/news_summ.jsp?cntn_id=100689) (last accessed April 12, 2017) as lacking proper authentication (FRE 901).

Genentech objects to Exhibit 1039 SEER Stat Fact Sheets: Breast Cancer, National Cancer Institute, <http://seer.cancer.gov/statfacts/html/breast.html> (last accessed March 17, 2017) as lacking proper authentication (FRE 901).

Genentech objects to Exhibit 1129 Excel Trick, History of Microsoft Excel 1978–2013,

<http://www.exceltrick.com/others/history-of-excel/> (last accessed April 13, 2017) as lacking proper authentication (FRE 901).

Respectfully submitted,

Date: December 15, 2017

/David L. Cavanaugh/  
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**CERTIFICATE OF SERVICE**

I hereby certify that, on December 15, 2017, I caused a true and correct copy of the following materials:

- Patent Owner's Objections to Evidence

to be served via electronic mail on the following attorneys of record:

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