

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEL CORP., CAVIUM, INC., and
WISTRON CORPORATION,
Petitioner,

v.

ALACRITECH, INC.,
Patent Owner.

Case IPR2017-01406¹
U.S. Patent No. 7,673,072
Title: FAST-PATH APPARATUS FOR TRANSMITTING DATA
CORRESPONDING A TCP CONNECTION

**PETITIONER'S OBJECTIONS TO DOCUMENTS SERVED
WITH PATENT OWNER'S REPLY IN SUPPORT OF
CONTINGENT MOTION TO AMEND**

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Patent Trial and Appeal Board
U.S. Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

¹ Cavium, Inc., which filed a Petition in Case IPR2017-01707, has been joined as a petitioner in this proceeding. Wistron Corporation, which filed a Petition in Case IPR2018-00329, has been joined as a petitioner in this proceeding.

Pursuant to 37 C.F.R. § 42.64(b), Petitioner Intel Corporation, hereby makes the following objections to the admissibility of documents submitted with Patent Owner's Reply In support of Contingent Motion to Amend.

Evidence	Objections
Exhibit 2305	<p>Petitioner objects to this exhibit because it raises new issues and belatedly presents evidence on which Patent Owner has the burden of proof, e.g., in Paragraphs 75-94.</p> <p>FRE 701/702/703: Petitioner objects to Ex. 2305 as being improper expert testimony because paragraphs 52, 55, 59-63, 65-67, 69-74, 100, 102-103 are not based on sufficient facts or data, are irrelevant, are not based on a reliable foundation, and constitute conclusory opinions without sufficient support. It includes opinions that are not admissible under FRE 701, 702, or 703 or <i>Daubert v. Merrell Dow Pharms., Inc.</i>, 509 U.S. 579 (1993).</p> <p>For example, paragraph 60 is not based on sufficient facts or data because it provides no evidence of nexus to the invention.</p>

Dated: May 25, 2018

Respectfully submitted,

/s/ Garland T. Stephens

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CERTIFICATE OF SERVICE

I hereby certify that on May 25, 2018, a copy of **PETITIONER'S OBJECTIONS TO DOCUMENTS SERVED WITH PATENT OWNER'S REPLY IN SUPPORT OF CONTINGENT MOTION TO AMEND** was served by filing this document through the PTAB's E2E Filing System as well as delivering a copy via electronic mail upon the following:

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