

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

---

UNIFIED PATENTS INC.  
Petitioner

v.

FALL LINE PATENTS, LLC  
Patent Owner

---

Case IPR2018-00043  
Patent 9,454,748

---

PATENT OWNER'S OBJECTIONS TO PETITIONER'S RPI EVIDENCE

Fall Line Patents, LLC (“Patent Owner”) objects under the Federal Rules of Evidence (“F.R.E.”) and 37 C.F.R. § 42.64 to the admissibility of the following exhibits on the grounds set forth below. All evidence objected to below was served by Petitioner Unified Patents Inc. (“Petitioner”) on February 1, 2019. Pursuant to the Board’s Order (Paper 19), Patent Owner’s objections to evidence are timely.

Patent Owner objects as follows:

**Exhibit 1026**

Patent Owner objects to Exhibit 1026 as failing to include the best evidence under F.R.E. 1002 because nearly all statements contained therein relate to contracts between Petitioner and its members or communications between Petitioner and its members, and to paragraph 4 of Exhibit 1026 as inadmissible hearsay under F.R.E. 802.

**Exhibit 1027**

Patent Owner objects to Exhibit 1027 as unfairly prejudicial, confusing, misleading, and unduly delayed under F.R.E. 403, as inadmissible hearsay under F.R.E. 802, as irrelevant under F.R.E. 402, because the Federal Rules of Civil Procedure and Federal Rules of Evidence do not recognize “voluntary interrogatory responses” in which the party answering the interrogatories chooses which interrogatories to propound, and because the answers are not made on personal knowledge.

Dated: February 4, 2019

Respectfully submitted,

/Michael D. Ellis/  
Michael D. Ellis  
Reg. No. 72,628  
Counsel for Patent Owner

**CERTIFICATE OF SERVICE**

Pursuant to 37 C.F.R. § 42.6, the undersigned certifies that on February 4, 2019, the foregoing document was served via email on counsel for Petitioner:

HAYNES AND BOONE, LLP

David O'Brien (David.obrien.ipr@haynesboone.com)

Raghav Bajaj (Raghav.bajaj.ipr@haynesboone.com)

David McCombs (David.mccombs.ipr@haynesboone.com)

UNIFIED PATENTS INC.

Jonathan Stroud (jonathan@unifiedpatents.com)

Roshan Mansinghani (roshan@unifiedpatents.com)

Jonathan Bowser (jbowser@unifiedpatents.com)

/Michael D. Ellis/  
Michael D. Ellis  
Counsel for Patent Owner  
Reg. No. 72,628