

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

APPLE INC.
Petitioner,

v.

UNIVERSAL SECURE REGISTRY LLC
Patent Owner

Case IPR2018-00812
U.S. Patent No. 8,856,539

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

Pursuant to 37 C.F.R. § 42.64(b)(1), Universal Secure Registry LLC ("Patent Owner") submits the following objections to evidence that Petitioner Apple, Inc. ("Petitioner") served with its Petitioner's Reply to Patent Owner's Response (Paper 30) and Petitioner's Opposition to Patent Owner's Conditional Motion to Amend (Paper 29). These objections are timely filed and served within five business days of service of the evidence.

| Evidence | Objections |
|--------------|---|
| Exhibit 1135 | Patent Owner objects to this exhibit because it improperly introduces new theories, arguments, and evidence for the first time on Reply. For example, at least the following paragraph present new theories, arguments, and evidence for the first time on Reply: ¶¶ 19-20 (presenting new citations and arguments, including new claim construction argument, for "account identifying information" limitation), ¶ 23 (presenting new motivation to modify Reber), ¶¶ 27-31 (presenting new citations and arguments, including new claim construction argument, for "access restrictions for the provider" limitation), ¶¶ 34-35 (presenting new arguments and theories regarding Franklin's alleged merchant validation), ¶¶ 38-39 (presenting new arguments and citations regarding "the ability of the computer 64" to "direct a third party" and "bank 26"), ¶¶ 40-41 (presenting new citations and motivations to combine for third party limitation), ¶¶ 46-48 (presenting new motivations to combine and modify different embodiments in Reber), and ¶¶ 50-52 (presenting new arguments, citations, and motivations to combine for claims 3 and 24). Admissibility of such declaration would permit Petitioner to violate the requirement that it must include all its theories, arguments, and evidence with its Petition. |

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|--------------|--|
| | <p>FRE 602, 702, 703: Patent Owner objects to this exhibit to the extent it is irrelevant, the testimony is based on a lack of personal knowledge or speculation, includes insufficient facts or data, is not based on a reliable foundation, and constitutes conclusory opinions without sufficient support.</p> <p>FRE 401, 402, and 403: Patent Owner objects to this exhibit because it does not rebut the arguments in Patent Owner's Response, it is irrelevant, and its probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, wasting time, and needlessly presenting cumulative evidence.</p> |
| Exhibit 1138 | <p>Patent Owner objects to this exhibit because it improperly introduces new evidence for the first time on Reply. Patent Owner also objects to this exhibit because it includes information that is not discussed in Petitioner's Opposition to Patent Owner's Conditional Motion to Amend.</p> <p>FRE 401, 402, and 403: Patent Owner objects to this exhibit because it does not rebut the arguments in Patent Owner's Conditional Motion to Amend, it is irrelevant, and its probative value is substantially outweighed by a danger of unfair prejudice, confusing the issues, wasting time, and needlessly presenting cumulative evidence.</p> |

Case IPR2018-00812
U.S. Patent No. 8,856,539

Patent Owner's Objections to Evidence

Date: May 22, 2019

Respectfully Submitted,

/s/ James Glass

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CERTIFICATE OF SERVICE

Pursuant to 37 C.F.R. § 42.6(e), the undersigned hereby certify that the
PATENT OWNER'S OBJECTIONS TO EVIDENCE PURSUANT TO 37 C.F.R.

§ 42.64 was served on May 22, 2019 by e-mailing copies to:

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