

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BAYERISCHE MOTOREN WERKE AKTIENGESELLSCHAFT and  
BMW OF NORTH AMERICA, LLC,  
Petitioners,

v.

PAICE LLC and THE ABELL FOUNDATION, INC.,  
Patent Owners.

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Case IPR2020-01299  
Patent 8,630,761

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**PATENT OWNERS' OBJECTIONS TO EVIDENCE**

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owners, Paice LLC and the Abell Foundation, Inc. hereby submit the following objections to evidence in Petitioners' Reply of July 6, 2021.

<b><u>Evidence</u></b>	<b><u>Objections</u></b>
<b>Exhibit 1088</b>	<p><b>FRE 402/602/702/703:</b> The declarant provides opinions that are not based on sufficient facts or data, or ones that he has been made aware of or personally observed; has not applied reliable principles and methods; and has not reliably applied such principles and methods to the facts of the case. <i>See, e.g.</i>, ¶¶ 8-87.</p> <p><b>37 C.F.R. § 42.65(a):</b> the declarant fails to identify with particularity the underlying facts or data on which his opinions are based. <i>See, e.g.</i>, ¶¶ 8-87.</p> <p>Patent Owners further object to this exhibit to the extent it relies on or incorporates inadmissible exhibits.</p>
<b>Exhibit 1090</b>	<p><b>FRE 901.</b> Petitioners have not properly authenticated or identified this document, and have not established the publication date.</p> <p><b>FRE 402.</b> This exhibit is not relevant to any ground upon which this trial was instituted.</p>
<b>Exhibit 1092</b>	<p><b>FRE 901.</b> Petitioners have not properly authenticated or identified this document, and have not established the publication date.</p>
<b>Exhibit 1098</b>	<p><b>FRE 402.</b> This exhibit is not relevant to any ground upon which this trial was instituted.</p>
<b>Exhibit 1099</b>	<p><b>FRE 402.</b> This exhibit is not relevant to any ground upon which this trial was instituted.</p>

<b>Exhibit 1100</b>	<b>FRE 402.</b> This exhibit is not relevant to any ground upon which this trial was instituted.
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For at least these reasons, Petitioner objects to Exhibit(s) 1088, 1090, 1092, 1098, 1099 and 1100. Petitioner reserves the right to move to exclude Exhibit(s) 1088, 1090, 1092, 1098, 1099, and 1100.

Respectfully submitted,

Date: July 13, 2021

/Brian J. Livedalen/

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## CERTIFICATE OF SERVICE

Pursuant to 37 CFR §§ 42.6(e)(4), the undersigned certifies that on July 13, 2021, a complete and entire copy of this Patent Owners' Objections to Evidence was provided via email to the Petitioner by serving the correspondence email addresses of record as follows:

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