

IPR2021-00972  
U.S. Patent No. 10,638,941  
PATENT OWNER'S OBJECTIONS

**UNITED STATES PATENT AND TRADEMARK OFFICE**

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**BEFORE THE PATENT TRIAL AND APPEAL BOARD**

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APPLE, INC.,  
*Petitioner,*

v.

ALIVECOR, INC.,  
*Patent Owner*

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U.S. Patent No. 10,638,941

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**PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE**

## I. INTRODUCTION

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner AliveCor Inc. (“Patent Owner”), submits the following objections to Petitioner Apple Inc.’s (“Petitioner”) Exhibits . As required by 37 C.F.R. § 42.62, Patent Owner’s objections below apply the Federal Rules of Evidence (“FRE”).

## II. OBJECTIONS

### a. Objections to Exhibits 1060-1068; 1074-1080; 1085

Patent Owner objects to these exhibits under 37 CFR §42.23(b). The Exhibits present new evidence that is outside the scope of the Petition, are not in response to arguments made in Patent Owner’s Response, and are all evidence Petitioner knew of or should have known of at the time of filing its Petition. Likewise, Patent Owner objects to these exhibits under Fed. R. Evid. 401-403. For example, these exhibits are irrelevant, prejudicial, confusing, and/or time-wasting and/or cumulative.

### b. Objections to Exhibits 1072-1073; 1081-1084

Patent Owner objects to these exhibits under 37 CFR §42.23(b). The Exhibits present new evidence that is outside the scope of the Petition, are not in response to arguments made in Patent Owner’s Response, and are all evidence Petitioner knew of or should have known of at the time of filing its Petition. Likewise, Patent Owner objects to these exhibits under Fed. R. Evid. 401-403. For example, these exhibits

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are irrelevant, prejudicial, confusing, and/or time-wasting and/or cumulative. Patent Owner further objects to these exhibits under FRE 801 and 802 because they are inadmissible hearsay.

Date: June 29, 2022

By: /Jim Glass/

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James M. Glass (Reg. No. 46,729)  
QUINN EMANUEL URQUHART &  
SULLIVAN LLP

**CERTIFICATE OF SERVICE (37 C.F.R. §§ 42.6(E), 42.105(A))**

The undersigned hereby certifies that the foregoing document was served in its entirety on June 29, 2022 upon the following parties via Electronic Mail.

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Date: June 29, 2022

By: /Jim Glass/

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