

Served on behalf of: Gold Standard Instruments, LLC

Paper \_\_\_\_\_

By: Joseph A. Hynds, Lead Counsel  
Steven Lieberman, Back-up Counsel, *Pro Hac Vice*  
R. Elizabeth Brenner-Leifer, Back-up Counsel  
C Nichole Gifford, Back-up Counsel  
Derek F. Dahlgren, Back-up Counsel, *Pro Hac Vice*  
Jason M. Nolan, Back-up Counsel  
ROTHWELL, FIGG, ERNST & MANBECK, P.C.  
607 14th Street, N.W., Suite 800  
Washington, DC 20005  
Phone: 202-783-6040  
Facsimile: 202-783-6031  
Emails: jhynds@rothwellfigg.com  
sliberman@rothwellfigg.com  
ebrenner@rothwellfigg.com  
ngifford@rothwellfigg.com  
ddahlgren@rothwellfigg.com  
jnolan@rothwellfigg.com

Date filed: Aug. 12, 2016

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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US ENDODONTICS, LLC,  
Petitioner,

v.

GOLD STANDARD INSTRUMENTS, LLC,  
Patent Owner.

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Case PGR2015-00019  
Patent 8,876,991 B2

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

Pursuant to 37 C.F.R. § 42.64(b)(1), Patent Owner, Gold Standard

Instruments, LLC, objects to the following evidence submitted by Petitioner with its Reply In Support of Petition for Post Grant Review of U.S. Patent No. 8,876,991 B2 (Paper No. 31).

<b>Evidence Submitted by Petitioner</b>	<b>Patent Owner's Objections</b>
<b>Ex. 1040</b> Excerpts of Deposition Transcript of Neill H. Luebke, D.D.S., M.S., Dec. 9, 2015, <i>US Endodontics, LLC v. Gold Standard Instruments, LLC</i> , IPR2015-00632, Ex. 1038 (P.T.A.B.)	This exhibit is objected to as improper hearsay (Fed. R. Evid. 801–802), and as incomplete because it omits portions of the transcript that in fairness should be considered with the selectively cited portions (Fed. R. Evid. 106).
<b>Ex. 1043</b> Excerpts of Claim Construction Hearing Transcript, June 14, 2016, <i>Dentsply International, Inc. v. US Endodontics, LLC</i> , Case No. 2:14-CV-196 (E.D. Tenn.)	This exhibit is objected to as irrelevant to the grounds upon which trial has been instituted (Fed. R. Evid. 401–403), as improper hearsay (Fed. R. Evid. 801–802), and as incomplete because it omits portions of the transcript that in fairness should be considered with the selectively cited portions (Fed. R. Evid. 106).
<b>Ex. 1044</b> Excerpts of Deposition Transcript of Neill H. Luebke, D.D.S., M.S., June 2, 2016, <i>Dentsply International, Inc. v. US Endodontics, LLC</i> , Case No. 2:14-CV-196 (E.D. Tenn.)	This exhibit is objected to as improper hearsay (Fed. R. Evid. 801–802), and as incomplete because it omits portions of the transcript that in fairness should be considered with the selectively cited portions (Fed. R. Evid. 106).
<b>Ex. 1045</b> Excerpts of Deposition Transcript of Robert Sinclair, Ph.D., Jan. 18, 2016, <i>US Endodontics, LLC v. Gold Standard Instruments, LLC</i> , IPR2015-00632, Ex. 1040 (P.T.A.B.)	This exhibit is objected to as irrelevant to the grounds upon which trial has been instituted (Fed. R. Evid. 401–403), as improper hearsay (Fed. R. Evid. 801–802), and as incomplete because it omits portions of the transcript that in fairness should be considered with the selectively cited portions (Fed. R. Evid. 106).

The foregoing objections are made within five business days of service of evidence to which the objection is directed in accordance with 37 C.F.R. § 42.64(b)(1).

Respectfully submitted,

Dated: August 12, 2016

By: /Jason M. Nolan /

Jason M. Nolan, Reg. No. 72,427  
ROTHWELL, FIGG, ERNST &  
MANBECK, P.C.  
607 14<sup>th</sup> St., N.W., Suite 800  
Washington, DC 20005  
Phone: 202-783-6040  
Facsimile: 202-783-6031

*Counsel for Patent Owner  
Gold Standard Instruments, LLC*

**CERTIFICATE OF SERVICE**

I hereby certify that on this 12th day of August 2016, a true and correct copy of the foregoing PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE was served, via electronic mail upon the following counsel for Petitioner US Endodontics, LLC:

Jeffrey S. Ginsberg, Esq.  
Abhishek Bapna, Esq.  
Patterson Belknap Webb & Tyler LLP  
1133 Avenue of the Americas  
New York, NY 10036-6710  
Phone: 212-336-2630  
Facsimile: 212-336-1270  
Emails: [jginsberg@pbwt.com](mailto:jginsberg@pbwt.com)  
[abapna@pbwt.com](mailto:abapna@pbwt.com)

/ Erik van Leeuwen /  
Erik van Leeuwen  
Litigation Operations Coordinator  
Rothwell, Figg, Ernst & Manbeck, P.C.