

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

T-MOBILE US, INC. and T-MOBILE USA, INC.
Petitioners

v.

Huawei Technologies Co. Ltd.,
Patent Owner

Trial No. IPR2017-00671
U.S. Patent No. 8,638,750

PETITIONERS' NOTICE OF OBJECTIONS TO EVIDENCE

Pursuant to 37 C.F.R. § 42.64(b)(1), Petitioners T-Mobile US, Inc., and T-Mobile USA, Inc. (“Petitioners”) hereby submit their notice of objections to certain evidence that Patent Owner Huawei Technologies Co. Ltd. (“Patent Owner”) submitted with the Patent Owner’s Response dated November 13, 2017 in connection with Trial No. IPR2017-00671.

Petitioner objects to the following items:

Petitioner objects to Exhibit 2004 (titled “Declaration of Mr. Scott Andrew Denning”) under Fed. R. Evid. 401-403 (relevance; more prejudicial than probative), Fed. R. Evid. 602 (lack of personal knowledge), and Fed. R. Evid. 802 (hearsay). For example, at least paragraphs 38 and 46 contain information that is not relevant and is more prejudicial than probative. In addition, there is a failure to show personal knowledge of some of the facts alleged in paragraphs 38 and 46. Additionally, paragraphs 38 and 46 contain hearsay.

Petitioner objects to Exhibits 2006, 2007, 2008, and 2009 under Fed. R. Evid. 401-403 (relevance; more prejudicial than probative), Fed. R. Evid. 802 (hearsay), and Fed. R. Evid. 901 (failure to authenticate). These exhibits are not relevant and are more prejudicial than probative. In addition, these exhibits

contain hearsay. Additionally, Patent Owner has failed to produce evidence sufficient to support a finding that each item is what Patent Owner claims it is.

Respectfully submitted,

Date: November 20, 2017

/Joseph F. Haag/

Joseph F. Haag
Registration No. 42,612

CERTIFICATE OF SERVICE

I hereby certify that on November 20, 2017, I caused a true and correct copy of Petitioners' Notice of Objections to Evidence to be served by email on Patent Owner by serving this material to the following email addresses of records:

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