

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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SDI TECHNOLOGIES, INC.,  
Petitioner,

v.

BOSE CORPORATION,  
Patent Owner.

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IPR2013-00350 (Patent 8,401,682 B2)  
IPR2013-00465 (Patent 8,364,295 B2)<sup>1</sup>

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Before KARL D. EASTHOM, MICHAEL J. FITZPATRICK, and  
DAVID C. McKONE *Administrative Patent Judges*.

EASTHOM, *Administrative Patent Judge*.

ORDER  
Conduct of the Proceeding  
*37 C.F.R. § 42.5*

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<sup>1</sup> The Board exercises its discretion to file one Order in each case. The parties are not authorized to use this heading style.

IPR2013-00350 (Patent 8,401,682 B2)

IPR2013-00465 (Patent 8,364,295 B2)

Patent Owner filed a Notice of Objections to Exhibit 3004 on November 17, 2014, in each case. *See* IPR2013-00350, Paper 37 (attaching Ex. 2030 and Ex. 2031), Paper 38 (updated exhibit list); IPR2013-00465, Paper 41(attaching Ex. 2030 and Ex. 2031), Paper 42 (updated exhibit list). Exhibit 3004 is a Board exhibit, attached to the Final Written Decision in each case. *See* IPR2013-00350, Paper 36; IPR2013-00465, Paper 40.

Although objections under 37 C.F.R. § 42.64(b)(1) need not be authorized by the Board, they must be “served,” and under 37 C.F.R. § 42.64(2), “[t]he party relying on evidence to which an objection is timely served may respond to the objection by serving supplemental evidence.” It follows that notices of objections to evidence pertain typically to parties, not to the Board. Patent Owner did not seek authorization to file the Notices of Objections to Board Exhibit 3004, nor was such authorization granted. Therefore, Patent Owner’s papers filed on November 17, 2014, will be expunged. To the extent Patent Owner seeks relief from the Final Written Decisions, 37 C.F.R. § 42.71(d) provides a mechanism for seeking such relief.

For the reasons given, it is ORDERED that the papers filed on November 17, 2014, Papers 37 and 38 and Exhibits 2030 and 2031, in IPR2013-00350, and Papers 41 and 42 and Exhibits 2030 and 2031, in IPR2013-00465, are hereby expunged.

IPR2013-00350 (Patent 8,401,682 B2)  
IPR2013-00465 (Patent 8,364,295 B2)

FOR PETITIONER:

Matthew Lowrie  
Aaron Moore  
Foley & Lardner  
[Mlowrie-PTAB@foley.com](mailto:Mlowrie-PTAB@foley.com)  
[Amoore-PTAB@foley.com](mailto:Amoore-PTAB@foley.com)

FOR PATENT OWNER:

Dorothy Whelan  
Karl Renner  
Mark Hebert  
Fish & Richardson P.C.  
[Whelan@fr.com](mailto:Whelan@fr.com)  
[axf@fr.com](mailto:axf@fr.com)  
[hebert@fr.com](mailto:hebert@fr.com)