

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

AMAZON.COM, INC., AMAZON WEB SERVICES, INC., and
AMAZON.COM SERVICES LLC,

Petitioner,

v.

ALMONDNET, INC.,

Patent Owner.

Case: IPR2025-00545

U.S. Patent No. 8,494,904

**PETITIONER'S OBJECTIONS TO EVIDENCE
SUBMITTED WITH PATENT OWNER'S RESPONSE**

Petitioner's Objections to Evidence

Pursuant to 37 C.F.R. § 42.64(b), Amazon, Inc., (“Petitioner”) respectfully asserts the following objections to the evidence proffered with Patent Owner’s Response, filed by AlmondNet, Inc., (Paper 12). The Federal Rules of Evidence (“FRE”) apply to these proceedings according to the provisions of 37 C.F.R. § 42.62(a), and these rules, along with relevant case law and PTAB Rules, form the basis of objections contained herein. Petitioner’s objections apply equally to Patent Owner’s reliance on or citation to any evidence in its papers, including expert declarations, for which Petitioner has objected. These objections are being served and filed within five (5) business days from Patent Owner’s Response, dated January 20, 2026.

Evidence	Objection(s)
Exhibit 2001	<p>Exhibit 2001 is Declaration of Erik de la Iglesia, dated January 20, 2026.</p> <p>Petitioner objects to Ex. 2001 as purported expert testimony from a witness not qualified to provide such expert opinion and therefore not helpful to the trier of fact, not based on sufficient facts or data, and not based on reliable application of principles and methods. It is therefore objectionable under FRE 701 & 702(a)-(d) as improper expert testimony and for relevance under FRE 401/402.</p> <p>Petitioner objects to ¶¶ 27, 32, 35-87 and 89 as Mr. de la Iglesia’s alleged specialized knowledge will not help the trier of fact understand the evidence or determine a fact in issue in these paragraphs, <i>e.g.</i>, under FRE 702(a).</p> <p>Petitioner objects to ¶¶ 27, 32, 35-87, 71 and 89 as not based on sufficient facts or data, <i>e.g.</i>, under FRE 702(b) and/or not being</p>

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Evidence	Objection(s)
	<p>the product of reliable principles and methods, <i>e.g.</i>, under FRE 702(c).</p> <p>Petitioner objects to ¶¶ 27, 32, 35-87 and 89 as prejudicial, misleading, confusing, and/or a waste of time under FRE 403.</p>
Exhibit 2005	<p>Exhibit 2005 is an article titled “Evening internet ‘rush-hour’ affects Broadband users” by Tom Lawrence.</p> <p>Petitioner objects to this exhibit as irrelevant under FRE 402, and prejudicial, misleading, confusing, and/or a waste of time under FRE 403.</p> <p>Petitioner objects to this exhibit under FRE 802 as constituting inadmissible hearsay for which no exception has been established to the extent the exhibit is offered by Petitioner to prove the truth of any matter asserted therein.</p> <p>Petitioner objects to this exhibit as not authenticated, <i>e.g.</i>, under FRE 901. For instance, Petitioner has not produced evidence sufficient to support a finding that the exhibit is what Petitioner claims it is, including that the exhibit existed as of the date claimed, that the exhibit is authored by the claimed author, and that the contents of the exhibit is accurate.</p>

Dated: January 27, 2026

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/J. David Hadden/

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Attorneys for Petitioner

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CERTIFICATION OF SERVICE ON PATENT OWNER

Pursuant to 37 C.F.R. § 42.6, the undersigned hereby certifies that a true and correct copy of the foregoing **Petitioner's Objections to Evidence Submitted with Patent Owner's Response** was served on Patent Owner's lead and back-up counsel in its entirety by electronic service at the following email addresses:

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