

Filed: January 20, 2026

Filed on behalf of Activision Blizzard, Inc.

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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ACTIVISION BLIZZARD, INC.,  
Petitioner

v.

MILESTONE ENTERTAINMENT, LLC,  
Patent Owner

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Case No. IPR2025-00711  
U.S. Patent No. 11,335,164

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

Pursuant to 37 C.F.R. § 42.64(b)(1), Petitioner Activision Blizzard. (“Petitioner”) submits the following objections to evidence submitted by Patent Owner Milestone Entertainment, LLC., (“Patent Owner”). Petitioner’s objections apply equally to Patent Owner’s reliance on this evidence in any subsequently filed documents or further proceedings in this matter. These objections are timely, having been filed and served within five business days of service. Notwithstanding these objections, Petitioner expressly reserves the right to rely on any evidence submitted by Patent Owner, including on the ground that such evidence constitutes a party admission.

### **Objections**

#### **Exhibit 2012**

Petitioner objects to Exhibit 2012 as not properly authenticated under FRE 901. Exhibit 2012 has not been signed or reviewed by the witness pursuant to Fed. R. Civ. P. 30(e), nor has it been certified by the court reporter attesting to accuracy. Moreover, Patent Owner has not presented sufficient evidence to show that it is authentic or self-authenticating under FRE 902.

Petitioner further objects to the exhibit for lack of foundation under FRE 602 because the deposition transcript has not been signed by the witness.

**Exhibit 2013**

Petitioner objects to Exhibit 2013 as inadmissible hearsay under FRE 801 and 802 not falling under any exception, and as improper expert testimony under FRE 702 and 703, to the extent it impermissibly acts as a conduit for hearsay, including the hearsay objected to herein, and does not rely on the kinds of facts or data that experts in the relevant field would reasonably rely on in forming an opinion on the subject without providing the underlying facts, data, and other required disclosures.

Petitioner further objects to the exhibit for lack of foundation and lack of personal knowledge under FRE 602, and as improper lay testimony under FRE 701, to the extent it offers testimony in areas outside of the area of expertise of Mr. John Szeder, or fails to properly provide the underlying facts, data, and other required disclosures.

Petitioner further objects to Exhibit 2013 as inadmissible hearsay under FRE 801 and 802 that does not fall under any exceptions if Patent Owner does not make Mr. John Szeder available for deposition for this proceeding.

**Exhibits 2014**

Petitioner objects to Exhibit 2014 as not properly authenticated under FRE 901 because Patent Owner has not presented sufficient evidence to show that it is authentic or self-authenticating under FRE 902.

Petitioner further objects to the exhibit under FRE 106 (completeness), as the exhibit is incomplete and only includes select portions of larger documents that in fairness ought to be considered in connection with the exhibit.

To the extent Patent Owner relies on the exhibit for the truth of the matter asserted, Petitioner objects to the exhibit as inadmissible hearsay under FRE 801 and 802 that do not fall under any exceptions, including those of FRE 803, 804, 805, or 807.

Dated: January 20, 2026

Respectfully submitted,

By: / Lisa K. Nguyen /  
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*Counsel for Petitioner*  
**ACTIVISION BLIZZARD, INC.**

**CERTIFICATE OF SERVICE**

I hereby certify that on January 20, 2026, a true and correct copy of the foregoing **PETITIONER'S OBJECTIONS TO PATENT OWNER'S EVIDENCE** is being served by electronic mail on Patent Owner's counsel of record listed below, pursuant to its Mandatory Notices:

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**ACTIVISION BLIZZARD, INC.**