

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GUARDANT HEALTH, INC.,
Petitioner,

v.

UNIVERSITY OF WASHINGTON THROUGH ITS CENTER FOR
COMMERCIALIZATION,
Patent Owner.

Case No. IPR2022-00817
Patent No. 10,760,127 B2

PETITIONER'S NOTICE OF APPEAL

Pursuant to 37 C.F.R. § 90.2(a) and 35 U.S.C. §§ 141(c), 142, and 319, Guardant Health, Inc. (“Petitioner”) respectfully gives notice that it appeals to the United States Court of Appeals for the Federal Circuit from the Patent Trial and Appeal Board’s Final Written Decision entered on October 10, 2023 (Paper 47), and from all other underlying orders, decisions, rulings, and opinions.

For the limited purpose of providing the Director of the United States Patent and Trademark Office with the information specified in 37 C.F.R. § 90.2(a)(3)(ii), the issues on appeal include the Board’s determination that claims 1-30 of U.S. Patent No. 10,760,127 B2 are not unpatentable. The issues on appeal also include any finding or determination supporting or related to these issues, as well as all other issues decided adversely to Petitioner in any order, decision, ruling, or opinion.

Simultaneous with this filing and in accordance with 37 C.F.R. § 90.2(a)(1), this Notice of Appeal is being filed with the Director and served on Patent Owner in accordance with 37 C.F.R. § 42.6(e). This Notice of Appeal, along with the required fees, is also being filed with the Clerk’s Office for the United States Court of Appeals for the Federal Circuit in accordance with Fed. Cir. R. 15(a)(1).

Dated: November 6, 2023

Respectfully Submitted,

/Michael T. Rosato /

Michael T. Rosato

Reg. No. 52,182

Attorney for Guardant Health, Inc.

CERTIFICATES OF FILING AND SERVICE

I hereby certify that, in addition to filing through the Patent Trial and Appeal Board's P-TACTS system, Guardant filed this notice today by Express Mail with the Director of the United States Patent and Trademark Office, at the following address:

Director of the U.S. Patent and Trademark Office
c/o Office of the General Counsel
P.O. Box 1450
Alexandria, Virginia 22313-1450

.....

I hereby certify that Guardant filed a true and correct copy of this notice today by CM/ECF, with the Clerk's Office of the United States Court of Appeals for the Federal Circuit.

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I certify that Guardant served a true and correct copy of this notice today at the patentee's electronic service addresses as follows:

Ralph Wilson Powers III
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Dated: November 6, 2023

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