

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

FORESIGHT DIAGNOSTICS INC.,

Petitioner,

v.

PERSONALIS, INC.

Patent Owner.

Case IPR2023-00317
U.S. Patent No. 11,408,033

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

Pursuant to 37 C.F.R. § 42.70(a), and the Scheduling Order (Paper 12), Patent Owner Personalis, Inc. (“Personalis”) respectfully requests a virtual oral argument in this matter, currently scheduled for March 19, 2024, on the issues raised in the Petition for Inter Partes Review of U.S. Patent No. 11,408,033, Institution Decision, Patent Owner’s Response, Petitioner’s Reply, Patent Owner’s Sur-Reply, and any Motions (if filed) in this proceeding.

Patent Owner is concurrently filing a request for a virtual oral argument in the related matter of IPR2023-00224 regarding U.S. Patent No. 11,384,394, which also is scheduled for March 19, 2024.

Patent Owner respectfully requests that each party be allotted 45 minutes of argument per side, in which both related proceedings shall be jointly argued.

Without waiving consideration of any issue not listed below, the issues to be argued include:

1. Each ground of unpatentability set forth in the Petition;
2. Proper construction of the claim language;
3. Whether the Forsheew and Chan references constitute prior art to the challenged patent;
4. Any issues addressed in the Petition, Patent Owner’s Response, Petitioner’s Reply, and Patent Owner’s Sur-Reply;
5. Any motions or issues that remain pending at the time of the hearing;

6. Rebuttal to Petitioner's oral hearing presentation; and
7. Any issues raised by the Board or Petitioner in oral argument.

Respectfully submitted,

WEIL, GOTSHAL & MANGES LLP

Dated: February 6, 2024

/Derek C. Walter/

Derek C. Walter (Reg. No. 74,656)

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CERTIFICATE OF SERVICE

I hereby certify that, pursuant to 37 C.F.R. § 42.6(e) and with the agreement of counsel for Petitioner, a true and correct copy of **PATENT OWNER'S REQUEST FOR ORAL ARGUMENT** is being served electronically on February 6, 2024, to the e-mail addresses shown below:

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Dated: February 6, 2024

/Derek C. Walter/

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