

From: [Michelle Armond](#)
To: [Trials](#)
Cc: [Arjomand, Mehran](#); [Natera IPR](#); [Douglas Wilson](#); [Patrick Maloney](#); [Monica Arnold](#); mkreeger@mofo.com; [Walter, Derek](#)
Subject: Re: IPR2024-00346: Request for Authorization To File Motion To Withdraw Counsel And Substitute New Counsel
Date: Wednesday, April 10, 2024 11:52:22 PM

CAUTION: This email has originated from a source outside of USPTO. **PLEASE CONSIDER THE SOURCE** before responding, clicking on links, or opening attachments.

Dear Honorable Board:

Natera has completed its investigation and does not oppose NeoGenomic's motion to withdraw and substitute counsel (Paper 7).

Best regards,

Michelle Armond
Counsel for Patent Owner Natera

Michelle Armond | **ARMOND WILSON LLP** | 949.932.0778

From: Trials <Trials@USPTO.GOV>
Date: Thursday, April 4, 2024 at 8:55 AM
To: Michelle Armond <michelle.armond@armondwilson.com>, Trials <Trials@USPTO.GOV>
Cc: Arjomand, Mehran <MArjomand@mofo.com>, Natera IPR <natera-ipr@armondwilson.com>, Douglas Wilson <doug.wilson@armondwilson.com>, Patrick Maloney <Patrick.maloney@armondwilson.com>, Monica Arnold <Monica.arnold@armondwilson.com>, mkreeger@mofo.com <mkreeger@mofo.com>, Walter, Derek <Derek.Walter@weil.com>
Subject: RE: IPR2024-00346: Request for Authorization To File Motion To Withdraw Counsel And Substitute New Counsel

Counsel,

From the Board –

Petitioner is authorized to file a motion to withdraw counsel and substitute new counsel. The motion must be filed by 4/12/24.

Patent Owner shall inform Petitioner and the Board whether it opposes **the substitution of counsel at its earliest opportunity and no later than 4/12/24.**

Regards,

Esther Goldschlager
Supervisory Paralegal Specialist
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Michelle Armond <michelle.armond@armondwilson.com>
Sent: Wednesday, April 3, 2024 8:02 PM
To: Trials <Trials@USPTO.GOV>
Cc: Arjomand, Mehran <MArjomand@mofo.com>; Natera IPR <natera-ipr@armondwilson.com>; Douglas Wilson <doug.wilson@armondwilson.com>; Patrick Maloney <Patrick.maloney@armondwilson.com>; Monica Arnold <Monica.arnold@armondwilson.com>; mkreeger@mofo.com; Walter, Derek <Derek.Walter@weil.com>
Subject: Re: IPR2024-00346: Request for Authorization To File Motion To Withdraw Counsel And Substitute New Counsel

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Dear Honorable Board:

Natera will complete its investigation and inform NeoGenomics and the Board whether it opposes the substitution of counsel by Friday, April 12.

Best regards,

Michelle Armond
Counsel for Patent Owner Natera

Michelle Armond | A R M O N D W I L S O N L L P | 949.932.0778

From: Trials <Trials@USPTO.GOV>
Date: Wednesday, April 3, 2024 at 12:24 PM
To: Michelle Armond <michelle.armond@armondwilson.com>, Trials <Trials@USPTO.GOV>
Cc: Arjomand, Mehran <MArjomand@mofo.com>, Natera IPR <natera-ipr@armondwilson.com>, Douglas Wilson <doug.wilson@armondwilson.com>, Patrick Maloney <Patrick.maloney@armondwilson.com>, Monica Arnold <Monica.arnold@armondwilson.com>, mkreeger@mofo.com <mkreeger@mofo.com>, Walter, Derek <Derek.Walter@weil.com>
Subject: RE: IPR2024-00346: Request for Authorization To File Motion To Withdraw Counsel And Substitute New Counsel

Counsel for Patent Owner:

Please provide a best-effort estimate of when Natera expects to complete its investigation.

Regards,

Esther Goldschlager
Supervisory Paralegal Specialist
Patent Trial & Appeal Board
U.S. Patent & Trademark Office

From: Michelle Armond <michelle.armond@armondwilson.com>
Sent: Tuesday, April 2, 2024 6:29 PM
To: Trials <Trials@USPTO.GOV>
Cc: Arjomand, Mehran <MArjomand@mofo.com>; Natera IPR <natera-ipr@armondwilson.com>; Douglas Wilson <doug.wilson@armondwilson.com>; Patrick Maloney <Patrick.maloney@armondwilson.com>; Monica Arnold <Monica.arnold@armondwilson.com>; mkreeger@mofo.com; Walter, Derek <Derek.Walter@weil.com>
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Dear Honorable Board:

NeoGenomics' lead IPR counsel has not accurately represented the parties' correspondence.

As I informed counsel yesterday: NeoGenomics' new counsel (Morrison & Foerster) previously represented Natera on similar subject matter. Natera is currently investigating the scope of that representation and needs a reasonable amount of time to do that, and Natera cannot say whether it opposes this substitution of counsel until that investigation is complete. I also promised to inform NeoGenomics of Natera's position promptly thereafter.

Accordingly, Natera requests additional time to investigate this matter. There is no apparent urgency here. NeoGenomics has already filed its petition, and the parties await an institution decision. I told counsel yesterday that I don't understand the urgency of NeoGenomics' substitution request, and counsel has not provided any explanation for its hurry.

Best regards,
Michelle

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From: Walter, Derek <Derek.Walter@weil.com>

Date: Tuesday, April 2, 2024 at 1:38 PM

To: Trials <Trials@USPTO.GOV>

Cc: Arjomand, Mehran <MArjomand@mofo.com>, Natera IPR <natera-ipr@armondwilson.com>, Douglas Wilson <doug.wilson@armondwilson.com>, Patrick Maloney <Patrick.maloney@armondwilson.com>, Monica Arnold <Monica.arnold@armondwilson.com>, mkreeger@mofo.com <mkreeger@mofo.com>

Subject: IPR2024-00346: Request for Authorization To File Motion To Withdraw Counsel And Substitute New Counsel

Dear Honorable Board,

Petitioner seeks authorization to file a motion to withdraw counsel and substitute new counsel.

Petitioner seeks to withdraw lead counsel Derek Walter and back-up counsel Adrian Percer of Weil, Gotshal & Manges LLP and designate Mehran Arjomand and Matthew Kreeger of Morrison & Foerster LLP as lead and back-up counsel, respectively.

Before the filing of Patent Owner's POPR, counsel for Petitioner inquired whether Patent Owner opposed such a substitution. In the attached correspondence, counsel for Patent Owner continues to not state its position.

If the Board wishes to have a conference call before deciding whether to authorize Petitioner's motion, counsel for Petitioner and Patent Owner can provide availability. Patent Owner's counsel is copied on this email, as is counsel from Morrison & Foerster.

Respectfully,

Derek Walter

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