

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GENEOSCOPY, INC.,
Petitioner

v.

EXACT SCIENCES CORPORATION,
Patent Owner

Case IPR2024-01330
U.S. Patent No. 11,970,746

EXHIBIT 2043

**DECLARATION OF ANASTASIA FERNANDS IN SUPPORT OF
PETITIONER'S MOTION FOR PRO HAC VICE ADMISSION**

I, Anastasia Fernands, upon oath, hereby attest to the following:

1. I am a member in good standing of the bars of the Commonwealth of Massachusetts and the State of New York.

2. I have not been suspended or disbarred from practice before any court or administrative body.

3. I have never had an application for admission to practice before any court or administrative body denied.

4. No sanctions or contempt citations have been imposed against me by any court or administrative body.

5. I have read and will comply with the Office Patent Trial Practice Guide and the Board's Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

6. I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction under 37 C.F.R. § 11.19(a).

7. I have applied for *pro hac vice* admission before the Office once in the last three years, in IPR2024-00459, a proceeding that involves the same parties as IPR2024-01330 and involves a patent that is related to the patent at issue in this proceeding.

8. I am an experienced litigation attorney with over 25 years of experience. My experience includes representing a wide range of clients in complex

intellectual property matters.

9. I have worked with lead counsel in most aspects of his participation in these proceedings. As such, I have reviewed and am familiar with (i) U.S. Patent No. 11,970,746, the patent at issue in this proceeding; (ii) the prior art cited by Petitioner; (iii) the legal and factual arguments made by Petitioner in both its Petition for *inter partes* review and in the accompanying declaration of Duncan Whitney, Ph.D. (Ex. 1002); (iv) the legal and factual arguments made by Patent Owner in Patent Owner's Preliminary Response and in the supporting declaration of Vadim Backman, Ph.D (Ex. 2001); (v) the decision of the Board granting institution; and (vi) the developments in this proceeding since Petitioner filed its Petition. I am also involved in the related case in the United States District Court for the District of Delaware, *Exact Sciences Corporation v. Geneoscopy, Inc.*, C.A. No. 1:23-cv-1319, which involves the patent at issue.

10. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements are made with knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code.

Date: March 21, 2025

/s/ Anastasia Fernands

Anastasia Fernands