

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

INTEGRATED DNA TECHNOLOGIES, INC.,
Petitioner,

v.

TECAN GENOMICS, INC.,
Patent Owner

Case No. IPR2024-01502
U.S. Patent No. 9,546,399

**JOINT MOTION TO TERMINATE AND
REQUEST FOR ADVERSE JUDGMENT**

Pursuant to 35 U.S.C. § 317, 37 C.F.R. §§ 42.5, 42.71(a), 42.72 and 42.73, and the Board's authorization of August 6, 2025, Petitioner Integrated DNA Technologies, Inc. ("Petitioner") and Patent Owner Tecan Genomics, Inc. ("Patent Owner") jointly move the Board to enter adverse judgment against Patent Owner under 37 C.F.R. § 42.73(b)(2) in light of the disclaimer filed by Patent Owner disclaiming all challenged claims and to terminate the present *inter partes* review proceeding after entry of adverse judgment.

Pursuant to 37 C.F.R. § 42.73, "[a] party may request judgment against itself at any time during a proceeding," and "[a]ctions construed to be a request for adverse judgment include: (1) Disclaimer of the involved application or patent." On July 11, 2025, Patent Owner filed a Statutory Disclaimer, Exhibit 2016, which disclaims challenged claims 1-3, 5-11, and 14-17 in U.S. Patent No. 9,546,399. Petitioner and Patent Owner confirm that, in view of the Statutory Disclaimer (Exhibit 2016), no challenged claims remain in this proceeding.

For the foregoing reasons, Petitioner and Patent Owner jointly and respectfully request entry of adverse judgment as to claims 1-3, 5-11, and 14-17 in U.S. Patent No. 9,546,399. In addition, upon entry of adverse judgment, Petitioner and Patent Owner request that the instant proceeding be terminated.

Dated: August 6, 2025

Respectfully submitted,

By: /Thomas S. Fletcher/
Thomas S. Fletcher (Reg. No. 72,383)
IDT-Tecan-IPRs@wc.com

Jessamyn S. Berniker (Reg. No.
72,328)
IDT-Tecan-IPRs@wc.com

Kevin Hoagland-Hanson (admitted *pro hac vice*)
IDT-Tecan-IPRs@wc.com

Patrick Hynds (admitted *pro hac vice*)
IDT-Tecan-IPRs@wc.com

Nicholas G. Vincent (Reg. No. 79,788)
IDT-Tecan-IPRs@wc.com

Anna Searle (admitted *pro hac vice*)
IDT-Tecan-IPRs@wc.com

By: /Linnea P. Cipriano/
Linnea P. Cipriano
(Reg. No. 67,729)
GOODWIN PROCTER LLP
620 Eighth Avenue
New York, NY 10018
Phone: (212) 813-8800
Cell: (443) 235-1739
Fax: (212) 937-2204
lcipriano@goodwinlaw.com
*Counsel for Patent Owner Tecan
Genomics, Inc.*

CERTIFICATE OF SERVICE

The undersigned hereby certifies that a copy of the foregoing **JOINT MOTION TO TERMINATE AND REQUEST FOR ADVERSE JUDGMENT** was served on August 6, 2025 via email to Petitioner by serving the correspondence email addresses of record as follows:

IDT-Tecan-IPRs@wc.com

August 6, 2025

/Linnea P. Cipriano/
Linnea P. Cipriano
(Reg. No. 67,729)
GOODWIN PROCTER LLP
620 Eighth Avenue
New York, NY 10018
Phone: (212) 813-8800
Fax: (212) 937-2204
lcipriano@goodwinlaw.com

*Counsel for Patent Owner Tecan
Genomics, Inc.*