

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. IPR2024-01504
U.S. Patent No. 11,098,357

**PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE
SUBMITTED WITH PETITIONER'S REPLY**

Pursuant to 37 C.F.R. § 42.64(b)(1) and the Federal Rules of Evidence (“FRE”), Patent Owner Tecan Genomics, Inc. (“Patent Owner” or “Tecan”) objects to the admissibility of the following evidence filed by Petitioner Integrated DNA Technologies, Inc. (“Petitioner”) on November 3, 2025, with its Reply.

Patent Owner’s objections are timely under 37 C.F.R. § 42.64(b)(1) because they are being filed and served within five business days of service of Petitioner’s Reply. *See* IPR2024-01504 at Paper 29. Patent Owner’s objections provide notice to Petitioner that Patent Owner may move to exclude these exhibits under 37 C.F.R. § 42.64(c).

1. Exhibits 1116, 1118, 1119, 1120, and 1121

Patent Owner preserves and renews its objections to these Exhibits, which were first introduced during the deposition of Dr. Bustamante. Patent Owner objects to Exhibits 1116, 1118, 1119, 1120, and 1121 under FRE 401 and 402 as irrelevant, as they are not cited in Petitioner’s Reply. Incorporation by reference is prohibited under 37 C.F.R. § 42.6(a)(3) and § 42.22, and any arguments relying on Exhibits 1116, 1118, 1119, 1120, and 1121 should therefore be deemed waived.

2. Exhibit 1122

Patent Owner preserves and renews its objections to this Exhibit, which was first introduced during the deposition of Dr. Bustamante. Patent Owner objects to Exhibit 1122 under FRE 401, 402, and 403 as irrelevant and unduly prejudicial.

Patent Owner objects to Exhibit 1122 under FRE 802 as inadmissible hearsay, and not within any hearsay exception. Patent Owner objects to Exhibit 1122 under FRE 401 and 402 as irrelevant, as it is not cited in Petitioner's Reply. Incorporation by reference is prohibited 37 C.F.R. § 42.6(a)(3) and § 42.22, and any arguments relying on Exhibit 1122 should therefore be deemed waived.

3. Exhibit 1124

Patent Owner objects to Exhibit 1124 as incomplete under FRE 106, as Exhibit 1124 fails to include Dr. Bustamante's errata sheet, which was provided to Petitioner on November 1, 2025. Exhibit 1124 is unduly prejudicial and confusing under FRE 403 in light of the portions not corrected. Patent Owner preserves and renews all objections made on the record that are referenced in Exhibit 1124.

Dated: November 10, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned hereby certifies that, on November 10, 2025, a copy of the foregoing **PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE SUBMITTED WITH PETITIONER'S REPLY** by email, as follows:

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