

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

QIAGEN SCIENCES, LLC,
Petitioner,

v.

TECAN GENOMICS, INC.,
Patent Owner

Case No. IPR2025-00026
U.S. Patent No. 11,098,357

PATENT OWNER'S OBJECTIONS TO PETITIONER'S EVIDENCE

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 QIAGEN Sciences, LLC (“Petitioner”) on October 10, 2024, with its Petition for *Inter Partes* Review.

Patent Owner’s objections are timely under 37 C.F.R. § 42.64(b)(1) because they are being filed and served within ten business days of the Institution Decision. *See* IPR2025-00026 at Paper 8. 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 1004, 1005, 1006, 1007, 1010, 1011, 1015, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1031, 1032, and 1033

Patent Owner objects to Exhibits 1004, 1005, 1006, 1007, 1010, 1011, 1015, 1017, 1018, 1019, 1020, 1021, 1022, 1023, 1024, 1025, 1026, 1027, 1031, 1032, and 1033 under FRE 802 as inadmissible hearsay, and not within any hearsay exception, to the extent these Exhibits are offered for the truth of the matter asserted.

2. Exhibit 1028

Patent Owner objects to Exhibit 1028 under FRE 402 as irrelevant because it postdates U.S. Patent No. 11,098,357 and therefore cannot qualify as prior art under 35 U.S.C. §§ 102 or 103. Patent Owner also objects to Exhibit 1028 under FRE 802

as inadmissible hearsay, and not within any hearsay exception, to the extent this Exhibit is offered for the truth of the matter asserted.

3. Exhibits 1003 and 1014

Patent Owner objects to Exhibits 1003 and 1014 under FRE 702, 703, and 705 as improper expert testimony to the extent they do not sufficiently set forth the bases for the testimony provided. Patent Owner objects to Exhibits 1003 and 1014 as improper expert testimony under 37 C.F.R. § 42.65. Patent Owner also objects to Exhibit 1014 under FRE 602 to the extent that it reflects statements made without personal knowledge of the matters asserted therein.

4. Exhibit 1009

Patent Owner objects to Exhibit 1009 under FRE 602 to the extent it reflects statements made without personal knowledge of the matters asserted therein.

5. Exhibits 1008, 1029, and 1030

Patent Owner objects to Exhibits 1008, 1029, and 1030 under FRE 901 for lack of authentication. Patent Owner also objects to Exhibits 1008, 1029, and 1030 under FRE 802 as inadmissible hearsay, and not within any hearsay exception, to the extent these Exhibits are offered for the truth of the matter asserted.

U.S. Patent No. 11,098,357

Dated: May 28, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

The undersigned certifies that a true and correct copy of the foregoing Patent Owner's Objections to Petitioner's Evidence was served on May 28, 2025, by electronic mail to:

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