

From: [Landon Smith](#)
To: [Trials](#)
Cc: [QE-Qiagen-Tecan](#); [DG-Goodwin-Tecan](#); [David Bilsker](#); [Matthew Traupman](#); [Tara Srinivasan](#); [Cipriano, Linnea P](#); [Weingaertner, Scott T](#); [Padro, John P](#); [Beavers, Timothy James](#)
Subject: IPR2025-00026, IPR2025-00028, and IPR2025-00029; Authorization to File a Motion to Strike Relating to Sur-replies and Accompanying Exhibits
Date: Monday, December 29, 2025 9:25:32 PM

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Dear Honorable Board,

Petitioner QIAGEN Sciences, LLC respectfully requests the Board's authorization to file a motion to strike relating to the sur-replies and accompanying exhibits filed by Patent Owner in each of the three above-captioned proceedings. See (Scheduling Orders) IPR2025-00026, Paper 9 at 2; IPR2025-00028, Paper 8 at 2; IPR2025-00029, Paper 8 at 2.

In IPR2025-00026, Petitioner seeks to strike new arguments from Patent Owner regarding alleged deficiencies in the Petition that Patent Owner waived by not including in its POR, including:

- All arguments regarding paragraph 99 of Schmitt (Paper 28 at 17-18)
- The entire motivation to combine section (Paper 28 at 20-23)

In IPR2025-00028 and IPR2025-00029, Petitioner seeks to file a single motion to strike in both proceedings directed to (1) new exhibits that Patent Owner submitted with its sur-replies and (2) sur-reply arguments that rely on or reference the new exhibits (see 37 CFR 42.23(b)), including:

- Patent Owner's Exhibits labeled 2201 to 2212 ("new exhibits")
- Portions of the sur-replies relying on or referencing new exhibits (Paper 27 at 1-2, 9-10, 18-19, 26-28)
- Portions of Dr. Metzker's December 3 deposition transcript (EX2213) directed or related to the new exhibits

Petitioner certifies that it has conferred telephonically with Patent Owner. Patent Owner's position is that it opposes Petitioner's request. Patent Owner provided the following statement regarding its position:

Patent Owner opposes Petitioner's requests because all arguments included in its Sur-Replies are proper. These are not new substantive positions. They directly respond to arguments raised in Petitioner's Replies. In addition, the exhibits Petitioner seeks to strike are from Dr. Metzker's deposition and are properly used to challenge the

credibility of Petitioner's positions.

Petitioner disagrees with Patent Owner's position and can provide a response if the Board requests.

Should the Board desire a call to address Petitioner's request for authorization, Petitioner and Patent Owner are available on December 30 or January 6 from 1-6pm ET.

Landon Smith

Back-up Counsel for Petitioner QIAGEN Sciences, LLC

Landon Smith

Associate,

Quinn Emanuel Urquhart & Sullivan, LLP

300 W. 6th Street

Austin, TX 78701

+1 737-667-6116 Direct

+1 737 667 6100 Main Office Number

+1 737 667 6100 FAX

landonsmith@quinnemanuel.com

www.quinnemanuel.com