

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ANCESTRY.COM DNA, LLC,
Petitioner,

v.

DNA GENOTEK INC.,
Patent Owner.

Case IPR2016-00060
Patent 8,221,381 B2

Before HYUN J. JUNG and TIMOTHY J. GOODSON, *Administrative Patent Judges*.

GOODSON, *Administrative Patent Judge*.

ORDER
Granting Motion to Expunge
37 C.F.R. § 42.7

After receiving our authorization to do so, *see* Paper 8, Petitioner filed a Substitute Exhibit 1011 with a certification that the Substitute Exhibit 1011 is identical to the originally filed Exhibit 1011 except for its pagination. *See* Paper 11. Petitioner also filed a motion to expunge the originally filed Exhibit 1011. Paper 10. To avoid confusion and clutter in the record, we agree that the originally filed Exhibit 1011 should be expunged. Additionally, the Board's PRPS filing system reflects two copies of Substitute Exhibit 1011, which appear to be duplicates, and a copy of Petitioner's Certification of Substitute Exhibit 1011 (Paper 11), all filed as Exhibit 1011 on December 15, 2015. For the same reasons of avoiding clutter and confusion, the additional copies of Substitute Exhibit 1011 and Petitioner's certification will also be expunged.

After considering Petitioner's request, it is

ORDERED that Petitioner's Motion to Expunge Previously Filed Exhibit 1011 is *granted*;

FURTHER ORDERED that Petitioner's original Exhibit 1011 filed October 20, 2015 is expunged; and

FURTHER ORDERED that "Petitioners Certification of Substitute 1011" and one copy of "Substitute Ancestry Ex. 1011," each filed as Exhibit 1011 on December 15, 2015, are expunged.

IPR2016-00060
Patent 8,221,381 B2

For PETITIONER:

Daniel Becker
Jennifer R. Bush
FENWICK & WEST LLP
DBecker-PTAB@fenwick.com
Jbush-ptab@fenwick.com

For PATENT OWNER:

Brian M. Kramer
Peng Chen
Chika Arakawa
MORRISON & FOERSTER LLP
60414-381-IPR@mofo.com