

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

ANCESTRY.COM DNA, LLC,
Petitioner

v.

DNA GENOTEK INC.,
Patent Owner

Patent No. 8,221,381 B2

Inter Partes Review No. IPR2016-00060

PATENT OWNER'S REQUEST FOR ORAL ARGUMENT

sd-688756

Pursuant to 37 C.F.R. § 42.70(a), Patent Owner submits this Request for Oral Argument on all the instituted grounds of unpatentability for U.S. Patent No. 8,221,381 B2 (*see* Decision (Paper 19) at 22), which encompass each of the claim construction and patentability issues addressed in Petitioner's Petition and Reply, the Patent Owner's Response, and all exhibits thereto, including declarations and depositions. These issues include:

- Anticipation of claims 1, 2, 4, 5, 8, 11, 12, 15–17, 20, 41, 44, and 49 by O'Donovan (U.S. Patent No. 7,645,424) under 35 U.S.C. § 102; and
- Obviousness of claims 1 and 7 over O'Donovan and KCCL (International Publication No. WO98/03265) under 35 U.S.C. § 103.

Patent Owner will also address any issues raised by any motion to exclude filed by Petitioner and any issues raise in the hearing by Petitioner.

Patent Owner requests one (1) hour of oral argument time for its side. The Board has already scheduled Oral Argument for December 6, 2016. (Scheduling Order (Paper 20) at 6).

Patent Owner authorizes the Board or the Commissioner to charge the cost of any fees due in connection with the filing of this document to Deposit Account No. **03-1952** referencing Docket No. **60414-00000012**.

Dated: October 26, 2016

Respectfully submitted,
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Certificate of Service (37 C.F.R. § 42.6(e)(4))

I hereby certify that the attached PATENT OWNER'S REQUEST FOR ORAL ARGUMENT was served as of the below date via e-mail (by agreement) to the following counsel of record for the Petitioner:

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Dated: October 26, 2016

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