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UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GENOME & COMPANY,
Petitioner

v.

THE UNIVERSITY OF CHICAGO,
Patent Owner

Case No. PGR2019-00002
U.S. Patent 9,855,302 B2

**PETITIONER'S NOTICE OF OBJECTIONS TO
PATENT OWNER'S DEMONSTRATIVES**

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Pursuant to the Board's Oral Hearing Order (Paper 32), Petitioner hereby provides notice of its objections to Patent Owner's demonstratives as emailed to the Board at PTABhearings@uspto.gov on January 8, 2020. The parties met and conferred but were unable to resolve Petitioner's objections. *See* Paper 32 at 3-4.

Objection 1: Petitioner objects to Patent Owner's slide 25, item 3, as improperly advancing a new argument not previously advanced by Patent Owner. *See Dell Inc. v. Acceleron, LLC*, 884 F.3d 1364, 1369 (Fed. Cir. 2018).

Objection 2: Petitioner objects to the entirety of Patent Owner's slide 36 alleging a word count violation as being waived as untimely. *See* Trial Practice Guide Update (August 2018) at p. 7-8.

Dated: January 13, 2020

Respectfully submitted,
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CERTIFICATE OF SERVICE

I hereby certify that on January 3, 2020, a true and accurate copy of this paper, PETITIONER'S NOTICE OF OBJECTIONS TO PATENT OWNER'S DEMONSTRATIVES, was served on the following email addresses for Patent Owner's counsel, pursuant to Patent Owner's consent to e-mail service:

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