

From: [Chen, Reuben](#)
To: [Cohen, Alexis](#); [Knight, Dustin M](#); [Pivovar, Adam](#); [Chang, HanByul](#); [Gonzalez, Juan Pablo](#); [Flanagan, Betsy](#)
Cc: [Khan, Omar](#); [Nyman, Patrick E.](#); [Graber, Jennifer L.](#); [Macro, Laura](#); [Moussa, Akkad Y.](#); [Dennhardt, Jeffrey](#)
Subject: RE: PGR2025-00084 & PGR2025-00088: Motions to Seal and For Entry of the Default Protective Order
Date: Monday, December 8, 2025 11:15:25 PM

EXTERNAL SENDER

Counsel,

We were specifically authorized to file under seal for in camera review pursuant to Director Squires November 17, 2025 memorandum.

Best,
Reuben

Reuben Chen
Cooley LLP

(650) 843-5480
rchen@cooley.com
www.cooley.com/rchen

From: Cohen, Alexis <Alexis.Cohen@wilmerhale.com>
Sent: Thursday, December 4, 2025 5:27 PM
To: Knight, Dustin M <dknight@cooley.com>; Chen, Reuben <rchen@cooley.com>; Pivovar, Adam <apivovar@cooley.com>; Chang, HanByul <HanByul.Chang@cooley.com>
Cc: Khan, Omar <Omar.Khan@wilmerhale.com>; Nyman, Patrick E. <Patrick.Nyman@wilmerhale.com>; Graber, Jennifer L. <Jennifer.Graber@wilmerhale.com>; Macro, Laura <Laura.Macro@wilmerhale.com>; Moussa, Akkad Y. <Akkad.Moussa@wilmerhale.com>; Dennhardt, Jeffrey <Jeffrey.Dennhardt@wilmerhale.com>; Cohen, Alexis <Alexis.Cohen@wilmerhale.com>
Subject: PGR2025-00084 & PGR2025-00088: Motions to Seal and For Entry of the Default Protective Order

Counsel,

I write regarding Petitioner's Motions to Seal and For Entry of the Default Protective Order.

As a preliminary matter, your motions are defective under 37 CFR § 42.54(a) because they do not "include a certification that the moving party has in good faith conferred or attempted to confer with other affected parties in an effort to resolve the dispute." As you are aware, Petitioner did not attempt to meet-and-confer with Patent Owner before filing. That is improper.

CYTEK V. BECKMAN
PGR2025-00084
BECKMAN 2049

Further, under the Default Protective Order Petitioner seeks to have entered, Patent Owner will be granted access to Protective Order Material if it signs the Standard Acknowledgement. If Patent Owner were to agree to enter the Default Protective Order and sign the acknowledgment form, would Petitioner agree to providing us the search disclosure declaration? The answer to that question appears to be no, which is inconsistent with the Default Protective Order.

Please advise by Monday December 8 so that we can act accordingly under 37 CFR § 42.25. We may oppose the motions at least for Petitioner's failure to comply with regulation and for modifying the default protective order despite representing otherwise.

Regards,
Alexis

Alexis Cohen | WilmerHale
She/Her/Hers
2100 Pennsylvania Avenue NW
Washington, DC 20037 USA
+1 202 663 6864 (t)
+1 202 663 6363 (f)
alexis.cohen@wilmerhale.com



One Firm. One Legacy.

This email message and any attachments are being sent by Wilmer Cutler Pickering Hale and Dorr LLP, are confidential, and may be privileged. If you are not the intended recipient, please notify us immediately—by replying to this message or by sending an email to postmaster@wilmerhale.com—and destroy all copies of this message and any attachments. Thank you.

For more information about WilmerHale, please visit us at <https://www.wilmerhale.com>.

This email message is for the sole use of the intended recipient(s) and may contain confidential and privileged information. Any unauthorized review, use, disclosure or distribution is prohibited. If you are not the intended recipient, please contact the sender by reply email and destroy all copies of the original message. If you are the intended recipient, please be advised that the content of this message is subject to access, review and disclosure by the sender's Email System Administrator.