

UNITED STATES PATENT AND TRADEMARK OFFICE

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BEFORE THE PATENT TRIAL AND APPEAL BOARD

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BIO-RAD LABORATORIES, INC.,  
Petitioner,

v.

CALIFORNIA INSTITUTE OF TECHNOLOGY,  
Patent Owner

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Case No. IPR2025-01546

U.S. Patent No. 12,168,797 B2

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**PATENT OWNER'S MANDATORY NOTICES  
PURSUANT TO 37 C.F.R. § 42.8(a)(2)**

**Mail Stop "PATENT BOARD"**  
Patent Trial and Appeal Board  
U.S. Patent and Trademark Office  
P.O. Box 1450  
Alexandria, VA 22313-1450

Patent Owner California Institute of Technology (“Patent Owner”), hereby files these mandatory notices pursuant to 37 C.F.R. § 42.8(a)(2). These Notices are being timely filed within 21 days of service of the Petition.

**I. REAL PARTY-IN-INTEREST**

The real party-in-interest is California Institute of Technology.

**II. RELATED MATTERS**

U.S. Patent No. 12,168,797 (“the ’797 Patent”) is at issue in the pending district court litigation proceeding *In Re: Chromacode Litigation*, Case No. 5:23-cv-04823-EKL (Consolidated) (N.D. Cal.), filed September 20, 2023. This pending district court litigation also involves U.S. Patent Nos. 10,068,051 (“the ’051 Patent”), 10,770,170 (“the ’170 Patent”), and 11,827,921 (“the ’921 patent”), each of which is related to the ’797 Patent. Petitioner Bio-Rad Laboratories, Inc. filed a petition for *inter partes* review challenging the ’051 Patent, and the Board denied institution. *See* IPR2024-01177. Petitioner also filed an IPR petition challenging the ’170 Patent, which the Board also denied. *See* IPR2024-01178. The Board instituted Petitioner’s IPR petition challenging the ’921 Patent, and this IPR is pending as IPR2024-01451.

### III. LEAD AND BACK-UP COUNSEL

Lead Counsel	Back-Up Counsel
<p><b>Jesse Salen (Reg. No. 72,209)</b> <u><a href="mailto:jsalen@sheppardmullin.com">jsalen@sheppardmullin.com</a></u> Sheppard, Mullin, Richter &amp; Hampton LLP 12275 El Camino Real, Suite 100 San Diego, CA 92130-4092 Telephone: (858) 720-8900 Fax: (858) 509-3691</p>	<p><b>Martin Bader (Reg. No. 54,736)</b> <u><a href="mailto:mbader@sheppardmullin.com">mbader@sheppardmullin.com</a></u> Sheppard, Mullin, Richter &amp; Hampton LLP 12275 El Camino Real, Suite 100 San Diego, CA 92130-4092 Telephone: (858) 720-8900 Fax: (858) 509-3691</p> <p><b>Jaime Choi (Reg. No. 59,198)</b> <u><a href="mailto:jchoi@sheppardmullin.com">jchoi@sheppardmullin.com</a></u> Sheppard, Mullin, Richter &amp; Hampton LLP 12275 El Camino Real, Suite 100 San Diego, CA 92130-4092 Telephone: (858) 720-8900 Fax: (858) 509-3691</p> <p><b>Eric K. Gill (Reg. No. 71,709)</b> <u><a href="mailto:egill@sheppardmullin.com">egill@sheppardmullin.com</a></u> Sheppard, Mullin, Richter &amp; Hampton LLP 12275 El Camino Real, Suite 100 San Diego, CA 92130-4092 Telephone: (858) 720-8900 Fax: (858) 509-3691</p>

#### IV. SERVICE INFORMATION

Please address all correspondence to the lead and back-up counsel as shown above. Patent Owner consents to electronic service by e-mail at all of the email addresses listed above and [LegalTm-Caltech-IPR@sheppardmullin.com](mailto:LegalTm-Caltech-IPR@sheppardmullin.com).

Respectfully submitted,

Dated: September 30, 2025

/Jesse A. Salen/

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*Attorney for Patent Owner*

**CERTIFICATE OF SERVICE**

I certify that the above-captioned **PATENT OWNER'S MANDATORY NOTICES PURSUANT TO 37 C.F.R. § 42.8(a)(2)** was served in its entirety on Petitioner's counsel of record as follows:

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