

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

GUARDANT HEALTH INC.,
Petitioner,

v.

TEMPUS AI. INC.,
Patent Owner.

Case No. IPR2026-00185
Patent No. 10,991,097

**PETITIONER'S UPDATED MANDATORY NOTICES
UNDER 37 C.F.R. § 42.8**

Pursuant to 37 C.F.R. §42.8, the undersigned on behalf of and acting in a representative capacity for Guardant Health, Inc. (“Petitioner”), hereby submits the following updated mandatory notices in connection with the *inter partes* review of U.S. Patent No. 10,991,097, Case IPR2026-00185.

A. Real Party-In-Interest (37 C.F.R. § 42.8(b)(1)) – Unchanged

B. Related Matters (37 C.F.R. § 42.8(b)(2)) - Updated

Case No. 25-cv-06622-TLT in the Northern District of California is a previously identified, related case between the parties involving the patent (US 10,991,097) challenged here in the present IPR, together with U.S. Patent Nos. 10,957,041; 11,640,859; and 12,112,839.

On January 21, 2026, Judge Thompson, in case No. 25-cv-06622-TLT, held the claims of the '097 Patent (as well as all other asserted Tempus patents) to be patent ineligible under 35 U.S.C. §101, and granted Guardant's motion to dismiss (Patent Owner) Tempus's infringement claims. On February 9, 2026, the parties stipulated to entry of final judgment and the Court entered final judgment against Tempus and in favor of Guardant. On February 23, 2026, Tempus waived all rights to challenge the judgment or seek any appeal.

For example, attention is directed to district court docket entries in case No. 25-cv-06622-TLT:

- D.I. 82, Order Granting Defendant’s Motion to Dismiss, *Tempus AI, Inc. v. Guardant Health, Inc.*, 25-cv-06622-TLT (N.D. Cal. Jan. 21, 2026).
- D.I. 85, Stipulation and Proposed Final Judgment, *Tempus AI, Inc. v. Guardant Health, Inc.*, 25-cv-06622-TLT (N.D. Cal. Feb. 9, 2026).
- D.I. 86, Judgment, *Tempus AI, Inc. v. Guardant Health, Inc.*, 25-cv-06622-TLT (N.D. Cal. Feb. 9, 2026).
- D.I. 88, Stipulation Waiving Rights to Appeal, Challenge Judgment, or Seek Sanctions, Fees, Expenses, or Costs, *Tempus AI, Inc. v. Guardant Health, Inc.*, 25-cv-06622-TLT (N.D. Cal. Feb. 23, 2026).

C. Lead and Back-up Counsel (37 C.F.R. § 42.8(b)(3)) - Unchanged

D. Electronic Service (37 C.F.R. § 42.8(b)(4)) - Unchanged

Respectfully submitted,

Date: March 9, 2026

/ Michael T. Rosato /
Michael T. Rosato, Lead Counsel
Reg. No. 52,182

CERTIFICATE OF SERVICE

The undersigned certifies that the foregoing Petitioner's Updated Mandatory Notices under § 42.8 were served on March 9, 2026, on the Patent Owner at the correspondence address of the Patent Owner as follows:

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Respectfully submitted,

Dated: March 9, 2026

/ Michael T. Rosato / _____
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