

**UNITED STATES DISTRICT COURT
FOR THE SOUTHERN DISTRICT OF NEW YORK**

ASSOCIATION FOR MOLECULAR PATHOLOGY;
AMERICAN COLLEGE OF MEDICAL GENETICS;
AMERICAN SOCIETY FOR CLINICAL PATHOLOGY;
COLLEGE OF AMERICAN PATHOLOGISTS; HAIG
KAZAZIAN, MD; ARUPA GANGULY, PhD; WENDY
CHUNG, MD, PhD; HARRY OSTRER, MD; DAVID
LEDBETTER, PhD; STEPHEN WARREN, PhD; ELLEN
MATLOFF, M.S.; ELSA REICH, M.S.; BREAST CANCER
ACTION; BOSTON WOMEN'S HEALTH BOOK
COLLECTIVE; LISBETH CERIANI; RUNI LIMARY;
GENAE GIRARD; PATRICE FORTUNE; VICKY
THOMASON; KATHLEEN RAKER,

Plaintiffs,

v.

UNITED STATES PATENT AND TRADEMARK
OFFICE; MYRIAD GENETICS; LORRIS BETZ, ROGER
BOYER, JACK BRITTAIN, ARNOLD B. COMBE,
RAYMOND GESTELAND, JAMES U. JENSEN, JOHN
KENDALL MORRIS, THOMAS PARKS, DAVID W.
PERSHING, and MICHAEL K. YOUNG, in their official
capacity as Directors of the University of Utah Research
Foundation,

Defendants.

09 Civ. 4515 (RWS)

ECF

**NOTICE OF MOTION FOR
LEAVE TO FILE *AMICUS CURIAE*
BRIEF**

PLEASE TAKE NOTICE that proposed *Amicus Curiae*, Rosetta Genomics Ltd., Rosetta Genomics Inc., and George Mason University shall move this Court, before the Honorable Robert W. Sweet, United States District Judge, at the United States Courthouse, 500 Pearl Street, New York, NY, at a date and time to be determined by the Court, for leave to file a brief *amicus curiae*.

Submitted contemporaneously herewith are: (1) a Memorandum of Law in Support of

this Motion for Leave to File a proposed brief *amicus curiae*; and (2) the proposed *amicus curiae* brief, (3) a Rule 7.1 Corporate Disclosure Statement, and (4) a Notice of Appearance.

Dated: January 11, 2010

Respectfully Submitted:

By: 

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Rosetta Genomics, Ltd., Rosetta
Genomics, Inc., and George Mason
University*

CERTIFICATE OF SERVICE

This is to certify that on January 11, 2010 a true and correct copy of the foregoing document has been served on registered counsel of record via the Court's ECF system.

Dated: January 11, 2010

By: Robert Scher

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