



Munich Local Division

Action number: **UPC_CFI_2/2023**
Nature of proceedings: **Summons to the oral hearing;
Deadlines for submission of pleadings**
Application no.: **459746/2023**
Nature of the application: **Application for provisional measures**

Procedural order of the Court of First Instance of the Unified Patent Court, issued on: 23.06.2023

Date of receipt of written procedure: 01/06/2023

NanoString Technologies Inc.
(Defendant) - 530 Fairview Ave N - 98109 -
Seattle
(WA)
- US

Application served on 15/06/2023

NanoString Technologies Germany GmbH
(Defendant) - Birketweg 31 - 80639 - Munich
- DE

Application served on 15/06/2023

NanoString Technologies Netherlands B.V.
(Defendant) - Paasheuvelweg 25 - 1105BP -
Amsterdam - NL

Application served on 15/06/2023

PARTIES TO THE PROCEEDINGS

- 1) **10x Genomics, Inc.,**
- 2) **President and Fellows of Harvard College**
- 3) **NanoString Technologies Inc.**
(Party to the main proceedings - Not available) - 530 Fairview Ave N - 98109 - Seattle (WA) - US
- 4) **NanoString Technologies Germany GmbH**
(Party to the main proceedings - Not available) - Birketweg 31 - 80639 - Munich - DE
- 5) **NanoString Technologies Netherlands B.V.**
(Party to the main proceedings - Not available) - Paasheuvelweg 25 - 1105BP - Amsterdam - NL

PATENT AT ISSUE

EP 4 108 782 President and Fellows of Harvard College

DECIDING JUDGE

COMPOSITION OF THE PANEL - FULL COMPOSITION

Presiding Judge	Matthias Zigann
Judge-Rapporteur	Tobias Pichlmaier
Legally qualified judge	András Kupecz
Legally ^{TN} qualified judge	Allocation still pending

LANGUAGE OF THE PROCEEDINGS: German

SUBJECT-MATTER OF THE CASE: APPLICATION FOR PROVISIONAL MEASURES

ORDERS:

1. The defendant is requested to reply to the application of 01.06.2023 by 14.07.2023 in accordance with Rule 209(1)(a) of the Rules of Procedure.
Reasons concerning the rejection of the application, which are already contained in the protective letter of 02.06.2023, are not to be repeated; the defence shall only contain statements which go beyond the contents of the protective letter.
2. The applicant is requested to replicate by 04.08.2023 to the defendant's defence, which is scheduled for 14.07.2023, as well as to the protective letter of 02.06.2023. Submissions already contained in the application of 02.06.2023 are not to be repeated; the reply shall only contain statements that go beyond the content of the application.
3. The Division reserves the right to call for further submissions.
4. The parties are informed that the Division has requested the allocation of a technically qualified judge. The allocation has not yet been made.
5. The parties are hereby **summoned to the oral hearing on 05 and 06.09.2023** (9.00 a.m. to 6.00 p.m. in each case) at Denisstrasse 3, 80335 Munich, 2nd floor, meeting room 212. The summons on 06.09.2023 is only issued as a precautionary measure in the event that the matter cannot be conclusively discussed on 05.09.2023.

Tobias Günther Pichlmaier	Digitally signed by Tobias Günther Pichlmaier Date: 2023.06.23 12:42:48 +02'00'
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^{TN} According to paragraph 4, it should read "technically".