



Düsseldorf Local Division
UPC_CFI_140/2024

Procedural Order
of the Court of First Instance of the Unified Patent Court
issued on 30 April 2025
concerning EP 2 697 391 B1

CLAIMANT:

10x Genomics, Inc., legally represented by the Board of Directors, this represented by the CEO Serge Saxonov , 6230 Stoneridge Mall Road, 94588-3260 Pleasanton, CA, USA

represented by: Attorney-at-law Prof Dr Tilman Müller-Stoy, Attorney-at-law Dr Martin Drews, Patent attorney Dr Axel Berger, Prinzregentenplatz 7, 81675 Munich, Germany

electronic address for service: mueller-stoy@bardehle.de

DEFENDANT:

Curio Bioscience Inc., represented by its CEO Stephen Fodor 4030 Fabian Way, Palo Alto, CA 94303, USA

represented by: Attorney-at-law Agathe Michel-de Cazotte, European Patent attorney Cameron Marshall, 1 Southampton Row WC1B 5HA London, United Kingdom

electronic address for service: U010318UC@carpmaels.com

co-counsel: Attorney-at-law Dr Christoph Höhne, Attorney-at-law Isabelle Schaller, Breite Strasse 29 – 31, 40213 Düsseldorf, Germany

PATENT AT ISSUE:

European patent n° EP 2 697 391 B1

PANEL/DIVISION:

Panel of the Local Division in Düsseldorf

DECIDING JUDGES:

This order was issued by Presiding Judge Thomas acting as judge-rapporteur.

LANGUAGE OF THE PROCEEDINGS: English

SUBJECT OF THE PROCEEDINGS: R. 9 RoP – Application to make sample available for inspection

ORDER:

1. The Court has taken note of the Defendant's intention to provide samples.
2. The Court recalls that it may disregard any step, fact, evidence or argument which a party has not taken or submitted in accordance with a time limit set by the Court or by the Rules of Procedure (R. 9.2 RoP).

As the Defendant has not provided any reasons why the sample should be made available after the closure of the written proceedings and one week before the hearing, the Court is considering making use of this possibility. The Panel will decide on this issue, also taking into account the parties' submissions at the oral hearing.

3. This workflow will be closed by this order.

DETAILS OF THE ORDER:

App_20508/2025 under main file reference ACT_15774/2024

UPC-number: UPC_CFI_140/2024

Type of procedure: Infringement action

Issued in Düsseldorf on 30 April 2025

NAMES AND SIGNATURES

Presiding Judge Thomas