

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

PARSE BIOSCIENCES, INC.,
Petitioner,

v.

10X GENOMICS, INC.,
Patent Owner.

IPR2023-00955 (Patent 10,240,197 B1)
IPR2023-00958 (Patent 10,697,013 B1)¹

Before MICHAEL J. FITZPATRICK, SHERIDAN K. SNEDDEN, and
DEVON ZASTROW NEWMAN, *Administrative Patent Judges*.

FITZPATRICK, *Administrative Patent Judge*.

ORDER
Conduct of the Proceeding
37 C.F.R. § 42.5

¹ This Order is being entered into both IPRs identified above. The parties may not use joint captions.

IPR2023-00955 (Patent 10,240,197 B1)
IPR2023-00958 (Patent 10,697,013 B1)

A conference call was held Tuesday, July 2, 2024, with the parties. Derek Walter appeared on behalf of Petitioner. Megan Raymond appeared on behalf of Patent Owner. Petitioner arranged for a court reporter to transcribe the call. Petitioner promptly filed the transcript in both IPRs as requested. *E.g.*, IPR2023-00955, Paper 21.

Patent Owner requested the call “to seek the Board’s permission for Patent Owner to file a motion to terminate IPR Proceedings IPR2023-00955 and IR2023-00958 due to Petitioner’s continuing failure to comply with its *Sand Revolution* stipulation in each proceeding and Petitioner’s ongoing, active pursuit of the instituted grounds both in district court and before the Board.” Ex. 3001 (June 25, 2024, email to Board). The reference to “district court” refers to *10x Genomics v. Parse Biosciences, Inc.*, 22-cv-01117 (D. Del.).

We authorized briefing. We also explained that, if the motion is granted, Petitioner will be given five (5) business days to obviate termination by filing a satisfactory stipulation in the district court and providing proof of the filing to the Board.

Accordingly, it is

ORDERED that Patent Owner may file, in both IPRs, a motion to terminate no later than July 16, 2024; the motion may not exceed ten (10) pages;

FURTHER ORDERED that Petitioner may file, in both IPRs, an opposition to the motion to terminate no later than July 30, 2024; the opposition may not exceed ten (10) pages;

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FURTHER ORDERED that Patent Owner may file, in both IPRs, a reply no later than August 6, 2024; the reply may not exceed three (3) pages; and

FURTHER ORDERED that the parties keep the Board informed of any material developments in the related litigation via email to Board staff at Trials@uspto.gov.

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IPR2023-00958 (Patent 10,697,013 B1)

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