

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

10X GENOMICS, INC,
Petitioner,

v.

BRUKER SPATIAL BIOLOGY, INC.,
Patent Owner.

Case IPR2023-01298

U.S. Patent No. 11,377,689

**JOINT MOTION TO TERMINATE PURSUANT TO
35 U.S.C. § 317 AND 37 C.F.R. § 42.74**

I. STATEMENT OF THE PRECISE RELIEF REQUESTED

Pursuant to 35 U.S.C. § 317 and 37 C.F.R. § 42.74, Patent Owner Bruker Spatial Biology, Inc. (“Bruker”) and Petitioner 10x Genomics, Inc. (“10x”) jointly move to terminate the above-referenced *inter partes* review proceeding in light of the parties’ settlement of their disputes regarding the involved patent, U.S. Patent Number 11,377,689. A true and correct copy of the written Settlement Agreement (Exhibit 2054) in connection with this matter has been filed as required by the statute. Given that 10x is the only Petitioner in this proceeding, the settlement effectively resolves all disputes, and the entire proceeding should be dismissed as to Bruker and 10x.

II. STATEMENT OF REASONS FOR THE RELIEF REQUESTED

On May 12, 2025, the parties reached an agreement resolving all disputes regarding the patent involved in this *inter partes* review proceeding, as well as the related district court litigation between the parties. No other petitioner remains in this *inter partes* review proceeding. Accordingly, termination is appropriate because all disputes between the parties regarding U.S. Patent No. 11,377,689 have been resolved.

The Board has not entered a Final Written Decision in this proceeding. Therefore, termination is appropriate.

Pursuant to 35 U.S.C. § 317(b) and 37 C.F.R. § 42.74(b), filed separately as Exhibit 2054 is a true copy of the written Settlement Agreement resolving the dispute in the above-captioned *inter partes* review. The parties are also filing separately herewith a request that this exhibit that constitutes the settlement agreement be treated as business confidential information and be kept separate from the file of this proceeding in accordance with 37 C.F.R. § 42.74(c).

For at least these reasons, the parties submit that termination of this *inter partes* review is appropriate.

Dated: May 14, 2025

/David H. Holman/

David H. Holman (Reg. No. 61,205)
Sterne, Kessler, Goldstein & Fox
PLLC

Counsel for Petitioner

Respectfully submitted,

/Derek C. Walter/

Derek C. Walter (Reg. No. 74,656)
Jones Day

Counsel for Patent Owner

CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of **JOINT MOTION TO TERMINATE PURSUANT TO 35 U.S.C. § 317 AND 37 C.F.R. § 42.74** and **Exhibit 2054** are being served on May 14, 2025, via email pursuant to 37 C.F.R. § 42.6(e) to counsel for 10x Genomics, Inc., at the addresses below:

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Dated: May 14, 2025

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