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Paper 21
Entered: July 30, 2024

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

10X GENOMICS, INC.,
Petitioner,

v.

BRUKER SPATIAL BIOLOGY, INC.,
Patent Owner.

IPR2023-01298 (Patent 11,377,689 B2)
IPR2023-01300 (Patent 11,473,142 B2)

Before SUSAN L. C. MITCHELL, DEVON ZASTROW NEWMAN, and JAMIE T. WISZ, *Administrative Patent Judges*.

NEWMAN, *Administrative Patent Judge*.

ORDER[1]
Granting NanoString Technologies, Inc.'s
Unopposed Motion to Substitute Party
37 C.F.R. § 42.5(a)

[1] The combined caption is for administrative convenience only and does not indicate that IPR2023-01298 and IPR2023-01300 have been joined. The parties are not authorized to use this caption without express permission of the Board.

With our prior authorization, NanoString Technologies, Inc. ("NanoString"), moved on July 15, 2024, to substitute Bruker Spatial Biology, Inc. ("Bruker Spatial"), in place of NanoString as Patent Owner in the above-identified proceedings (collectively "Motions"). Paper 25[2]. In its Motions, NanoString represents that it filed a petition for relief under chapter 11 of the Bankruptcy Code on February 4, 2024, that the Bankruptcy Court approved the sale of substantially all of NanoString's assets to Bruker Corporation on April 19, 2024, that Bruker Corporation assigned its rights and obligations under the Asset Purchase Agreement with NanoString to Bruker Spatial on May 5, 2024, and that "the acquisition" closed on May 6, 2024. *Id.*

NanoString has submitted updated mandatory notices identifying Bruker Spatial as a real party-in-interest. Paper 26[3]. The Motions are not opposed.

Accordingly, it is

ORDERED that NanoString's Unopposed Motions to Substitute Party is granted; and

FURTHER ORDERED that the caption used in this Order, reflecting the change in Patent Owner, be used by the parties in future filings in this proceeding.

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[2] For purposes of expediency, we cite to Papers filed in IPR2023-01298. Patent Owner filed a similar Motion in IPR2023-01300 (Paper 18), which is also granted.

[3] Patent Owner filed a similar updated mandatory notice in IPR2023-01300 (Paper 19).

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