



Notice of opposition to a European patent

I. Patent opposed

Patent No.

EP 3 069 279 B1

Application No.

EP14805745.8

Date of mention of the grant in the European Patent Bulletin (Art. 97(3), Art. 99(1) EPC)

28.10.2020

Title of the invention

DEVICES AND METHODS FOR
CONTINUOUS ANALYTE MONITORING

II. Proprietor of the patent

first named in the patent specification

Dexcom, Inc., San Diego, CA 92121 (US)

Opponent's or representative's reference

C10157-EP-V-OPP

III. Opponent

Name

Roche Diabetes Care GmbH

Address

Sandhofer Straße 116;
D-68305 Mannheim;
Germany

Address for correspondence

Sandhofer Straße 116;
D-68305 Mannheim;
Germany

State of residence or of principal place of business

Germany

Nationality

German

Telephone/Fax

+49 621 759 67 174 +49 173 34 84 177

Multiple opponents
(see additional sheet)

☐

IV. Authorisation

1. Representative

(name only one representative or name of association
of representatives to whom notification is to be made)

Opponent's reference

C10157-EP-V-OPP

Address of place of business

Telephone/Fax

Additional representative(s)
on additional sheet/see authorisation

2. Name(s) of employee(s) of the opponent
authorised to act in these opposition
proceedings under Art. 133(3) EPC

Dr. Elisabeth Kierig

Authorisation(s) to 1./2. not considered necessary

has/have been registered
under No.

is/are enclosed

V. Opposition is filed against

• the patent as a whole

• claim(s) No(s).

VI. Grounds for opposition:

Opposition is based on the following grounds:

(a) the subject-matter of the European patent opposed
is not patentable (Art. 100(a) EPC) because:

• it is not new (Art. 52(1); Art. 54 EPC)

• it does not involve an inventive step (Art. 52(1);
Art. 56 EPC)

• patentability is excluded on other grounds,
i.e. Article

Art.

(b) the patent opposed does not disclose the invention
in a manner sufficiently clear and complete for it
to be carried out by a person skilled in the art
(Art. 100(b) EPC; see Art. 83 EPC).

(c) the subject-matter of the patent opposed extends be-
yond the content of the application/of the earlier appli-
cation as filed (Art. 100(c) EPC, see Art. 123(2) EPC).

VII. Facts (Rule 76(2)(c) EPC)

presented in support of the opposition are submitted
herewith on a separate sheet (annex 1)

VIII. Other requests:

Oral proceedings are hereby requested auxiliary.

Opponent's reference

C10157-EP-V-OPP

IX. Evidence presented

Evidence is enclosed ☒
will be filed at a later date ☐

A. Publications:

1	US 8,350,707 B2 (whole document)
Particular relevance (page, column, line, fig.):	
2	US 2007/0093786 A1 (whole document)
Particular relevance (page, column, line, fig.):	
3	US 7,261,691 B1 (whole document)
Particular relevance (page, column, line, fig.):	
4	US 2011/0193704 A1 (whole document)
Particular relevance (page, column, line, fig.):	
5	US 2011/0050428 A1 (whole document)
Particular relevance (page, column, line, fig.):	
6	US 2009/0240128 A1 (whole document)
Particular relevance (page, column, line, fig.):	

Continued on additional sheet ☒

B. Other evidence

Continued on additional sheet ☐

Opponent's reference
C10157-EP-V-OPP

X. Payment of opposition fee

With regard to the payment of fees, in particular via deposit account, reference is made to point X of the Notes to the notice of opposition (Form EPO 2300).

XI. List of documents

Enclosure No.

- 0 Form for notice of opposition
1 Facts (see VII.)
2 Copies of documents presented as evidence (see IX.)
 a Publications
 b Other documents
3 Signed authorisation(s) (see IV.)
4 Additional sheet(s)
5 Other



Number
of sheets

1

Please specify here:

XII. Signature of opponent or representative

Place

Mannheim

Date

26.07.2021

Signature

Elisabeth Kierig

Name (block capitals)

Elisabeth Kierig

In case of legal persons, signatory's position
within company

Patent counsel

Opponent's reference

C10157-EP-V-OPP