

UNITED STATES PATENT AND TRADEMARK OFFICE

BEFORE THE PATENT TRIAL AND APPEAL BOARD

BRUKER SPATIAL BIOLOGY, INC.,
Petitioner

v.

PRESIDENT AND FELLOWS OF HARVARD COLLEGE and 10X GENOMICS,
INC.,
Patent Owner

Case IPR2024-00526
U.S. Patent No. 11,542,554

**DECLARATION OF MATTHEW D. POWERS IN SUPPORT
OF *PRO HAC VICE* ADMISSION UNDER 37 C.F.R. § 42.10(c)**

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10x EX2085
Bruker v. 10x
IPR2024-00526

I, Matthew D. Powers, declare as follows:

1. I am a Partner at the law firm of Tensegrity Law Group LLP. I represent and counsel Exclusive Licensee 10x Genomics, Inc. (“10x”) in connection with the above-captioned *inter partes* review proceeding.
2. I have been a member in good standing of the Bars of California; the United States Courts of Appeals for the Ninth Circuit; the United States Court of Appeals for the Federal Circuit; the United States Supreme Court; and the United States District Courts for the Northern, Southern, Central, and Eastern Districts of California, the Eastern and Western Districts of Texas, the Northern District of Indiana, the Eastern District of Michigan, and the Western District of Wisconsin.
3. I have not been suspended or disbarred from practice before any court or administrative body.
4. I have never had an application for admission to practice before any court or administrative body denied.
5. No sanction or contempt citation has been imposed against me by any court or administrative body.
6. I have read and will comply with the Office Patent Trial Practice Guide and the Board’s Rules of Practice for Trials set forth in part 42 of 37 C.F.R.

7. I understand that I will be subject to the USPTO Rules of Professional Conduct set forth in 37 C.F.R. §§ 11.101 *et seq.* and disciplinary jurisdiction pursuant to 37 C.F.R. § 11.19(a).

8. I am an experienced litigation attorney with approximately 37 years of experience representing clients in patent cases involving a variety of technologies. I litigate patent cases in U.S. District Courts, the International Trade Commission, and the United States Court of Appeals for the Federal Circuit, and have litigated also before the International Chamber of Commerce. Through my experience in patent litigation matters, I have represented clients in all phases of litigation including fact discovery, expert discovery, Markman hearings, jury trials, bench trials, trials before administrative law judges, and appeals before the United States Court of Appeals for the Federal Circuit. I am one of the founding partners of Tensegrity Law Group LLP, a law firm specializing in patent litigation, trials, and appellate matters. Prior to forming Tensegrity, I was a managing partner at Weil, Gotshal & Manges LLP. My biography is attached hereto as Exhibit A.

9. Within the last three years, I have previously requested to appear *pro hac vice* before the Office in proceeding nos. IPR2024-00810, IPR2024-00856, IPR2025-00296, and IPR2025-00297. These requests were all granted by the Board.

10. I am intimately familiar with the issues and subject matter presented in this above-captioned *inter partes* review proceeding. For example, I have extensively reviewed the above identified patent, its prosecution history, the Petition for IPR (including the invalidity grounds therein, and the cited references) and all exhibits filed in this case.

11. I will work in coordination and association with the designated lead counsel, David H. Holman, for the duration of my involvement in this proceeding.

12. I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true. I further declare that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of this proceeding.


Matthew D. Powers

Date: May 1, 2025

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EXHIBIT A


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Matthew Powers

Partner

Matt Powers is known for taking tough cases to trial and winning them. He tries patent, trade secret, fraud, fiduciary duty, antitrust, and contract cases. He has tried patent cases in every major patent venue, including U.S. district courts all over the country and the ITC, as well as maintaining a successful appellate practice at the Federal Circuit Court of Appeals. His litigation experience spans a wide variety of technologies, including biotechnology and medical devices; computer hardware and software; operating systems and databases; networking; semiconductor devices, processing, and packaging; mobile phones and other consumer electronics; mobile commerce; Wi-Fi and location services. Many of the world's leading companies have called on him to lead trial teams in difficult cases, and he is often called on to replace another firm's litigation team for trial on very short notice. He has led teams winning billion-dollar cases for many of the leading companies in the world.

Mr. Powers is one the founding partners of the Tensegrity Law Group LLP, a boutique law firm specializing in patent litigation trials, and appellate and counseling matters. Many of the patent cases handled by Tensegrity are further complicated by antitrust, contract, trade secret, or other issues. Prior to forming Tensegrity, Mr. Powers was a managing partner at Weil, Gotshal & Manges LLP.

Mr. Powers is a Fellow of the American College of Trial Lawyers and of the International Society of Barristers. In 2025, Mr. Powers received his 21st consecutive recognition by Super Lawyers, which previously identified him as one of Northern California's top ten lawyers. He has been recognized as a "Star Performer" by Chambers USA and a "Patent

[> John Pierce](#)

Star” in Managing IP. Managing IP magazine named him “Outstanding IP Practitioner of the Year” in 2010. In 2010, commentators in Chambers USA 2010 noted that he is “universally recognized as a star in the field” because of “his impressive trial work.” He was singled out by Chambers USA 2008 as “king of the jungle...a master trial litigator and a genius when it comes to patents... fantastically clever and exceptionally talented.” His [peers](#) have recognized him as “a superior strategist” who “can parachute into a case and in very short order assimilate a massive number of technically abstruse facts, identify the strengths and weakness of each side’s positions, and then boil complex matters down to crystallized themes easily grasped even by lay juries.”

Mr. Powers is a frequent lecturer nationally and internationally on intellectual property litigation issues, including at The Sedona Conference and the Naples Roundtable of the Leahy Institute of Advanced Patent Studies.

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