

UNITED STATES INTERNATIONAL TRADE COMMISSION
Washington, D.C.

In the Matter of

**CERTAIN MICROFLUIDIC SYSTEMS
AND COMPONENTS THEREOF AND
PRODUCTS CONTAINING SAME**

Inv. No. 337-TA-1100

**ORDER DENYING REQUEST FOR ENTRY
INTO EARLY DISPOSITION PILOT PROGRAM**

On January 29, 2018, Proposed Respondent Bio-Rad Laboratories, Inc. (“Bio-Rad”) submitted a letter requesting that the Commission utilize the Early Disposition Pilot Program to determine whether Complainant 10X Genomics, Inc. (“10X Genomics”) has standing to assert the patents at issue. *See* EDIS Doc. ID 635061, Bio-Rad Request. Bio-Rad contends that it has ownership interests in the asserted patents because at least two of the named inventors conceived of the inventions, in whole or in part, while employed by Bio-Rad. *Id.* at 1. Therefore, Bio-Rad contends that its ownership interests in the asserted patents deprive 10X Genomics of standing. *Id.*

The Commission has determined not to use the Early Disposition Pilot Program for this investigation. The issues raised in Bio-Rad’s Request--inventorship, ownership, and standing--may be too complex to be decided within 100 days of institution.

Accordingly, the Commission hereby **DENIES** the Request.

The Secretary shall serve copies of this Order upon each party of record in this investigation.

By order of the Commission.

A handwritten signature in black ink, appearing to read 'Lisa R. Barton', written in a cursive style.

Lisa R. Barton
Secretary to the Commission

Issued: February 14, 2018

PUBLIC CERTIFICATE OF SERVICE

I, Lisa R. Barton, hereby certify that the attached **ORDER** has been served by hand upon the Commission Investigative Attorney, **Cortney Hoecherl, Esq.**, and the following parties as indicated, on **February 14, 2018**.



Lisa R. Barton, Secretary
U.S. International Trade Commission
500 E Street, SW, Room 112
Washington, DC 20436

On Behalf of Complainants 10X Genomics, Inc.:

Matthew D. Powers, Esq.
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- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____

Respondents:

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1000 Alfred Nobel Drive
Hercules, CA 94547

- Via Hand Delivery
- Via Express Delivery
- Via First Class Mail
- Other: _____