



The Hague - Local Division

UPC_CFI_424/2023
Procedural order
of the Court of First Instance of the Unified Patent Court
delivered on 9 February 2024

Date of receipt of Statement of claim : 16/11/2023

Dexcom Inc. Statement
(Defendant) - of claim
6340 served on
Sequence 30/11/2023
Drive - CA
92121-4356 -
San Diego -
US

Dexcom Statement
International of claim
Limited served on
(Defendant) - 20/12/2023
1 Lampousas
Street - 1095
- Nicosia - CY

REFERENCE CODE ECLI: Not provided

APPLICANT/S

- 1) **Abbott Diabetes Care Inc.** Represented by Eelco
(Applicant) - 1360 South Loop Road - CA 94502 Bergsma
- Alameda - US

RESPONDENT/S

1) **Dexcom Inc.** Statement
(Main of claim
proceeding served on
party - Not 30/11/2023
provided) -
6340
Sequence
Drive - CA
92121-4356 -
San Diego -
US

2) **Dexcom** Statement
International of claim
Limited served on
(Main 20/12/2023
proceeding
party - Not
provided) - 1
Lampousas
Street - 1095
- Nicosia - CY

Both represented by Tjibbe Douma

PATENT AT ISSUE

Patent no. *Proprietor/s*

EP4070727 Abbott Diabetes Care Inc.

No SPC details provided

Patent no. *SPC details*

SPC ID
National Designations

No SPC Holders provided

<i>Patent no.</i>	<i>SPC ID</i>	<i>National Designations</i>	<i> Holders</i>
-----------------------	-------------------	----------------------------------	-----------------

DECIDING JUDGE

Judge-rapporteur **Edger Brinkman**

COMPOSITION OF PANEL – FULL PANEL

Presiding judge	Edger Brinkman
Judge-rapporteur	Edger Brinkman
Legally qualified judge	Pierluigi Perrotti
[Legally qualified judge	Margot Kokke]
[Technically qualified judge	Not provided]

LANGUAGE OF PROCEEDINGS: English

SUBJECT-MATTER OF THE PROCEEDINGS Infringement proceedings

STATEMENT OF THE FORMS OF ORDER SOUGHT BY THE PARTIES [OPTIONAL]

Abbott requests alignment of the dates for the SoD, as now they diverge for both defendants due to different service dates. Dexcom has let the court know that parties have reached an agreement that the SoD by both defendants will be handed in on 14 March, with the terms thereafter amended accordingly. The court sees no reason to diverge from this agreement.

ORDER

- Both defendants will file their SoD on 14 March 2024;
- The terms for reply and rejoinder will be adjusted accordingly.

INFORMATION ABOUT APPEAL

No appeal possible

INFORMATION ABOUT COSTS AND DAMAGES

No costs involved.

ORDER DETAILS

Order in ACTION NUMBER: ACT_586899/2023

UPC number: UPC_CFI_424/2023

Action type: Infringement Action

Related proceeding no. Application No.: 1995/2024

Application Type: Generic procedural Application

Issued on 9 February 2024 by E.F. Brinkman, Judge-rapporteur.