

PUBLIC VERSION

Inv. No. 337-TA-1100

EXHIBIT 9
MIL #1

1 UNITED STATES INTERNATIONAL TRADE COMMISSION

2 WASHINGTON, D.C.

3

4 In the Matter of

5 CERTAIN MICROFLUIDIC SYSTEMS Inv. No. 337-TA-1100 AND
6 COMPONENTS THEREOF AND

7 PRODUCTS CONTAINING SAME
8 _____/

9

10

11

12

13 Deposition of

14 LUCAS FRENZ, Ph.D.

15 Friday, August 17, 2018

16

17

18

19

20

21

22

23

24

25 REPORTED BY: JOHN WISSENBACH, RDR, CRR, CRC

CSR 6862 FILE NO.: 18-26362

1 THE VIDEOGRAPHER: Good morning. We're
2 going on the record. The time on the screen is 8:58
3 a.m. Today's date is August 17th, 2018. We are
4 located at 50 California Street, Suite 2200, at
5 Quinn Emanuel, in San Francisco, California. This
6 marks the beginning of media number 1 of the
7 deposition of Lucas Frenz in the matter of certain
8 microfluid systems, venued in the International
9 Trade Commission. The case number is 337-TA-1100.
10 My name is David Manzo, and I'm a legal
11 video specialist, here on behalf of Chase Litigation
12 Services. The court reporter is John Wissenbach,
13 also on behalf of Chase Litigation Services.
14 Counsel, would you please identify
15 yourselves and state whom you represent.
16 MS. HADZIMEHMEDOVIC: Azra Hadzimehmedovic,
17 Tensegrity Law Group, on behalf of 10x Genomics,
18 Inc. And with me is my colleague, Utsav Gupta.
19 MR. BILSKER: David Bilsker, for
20 respondent, Bio-Rad.
21 THE VIDEOGRAPHER: The court reporter may
22 now swear in the witness.
23 LUCAS FRENZ, Ph.D.,
24 having been first duly sworn, testified as follows:
25 EXAMINATION BY MS. HADZIMEHMEDOVIC

1 Q. Please state your name for the record.

2 A. My name is Lucas Frenz.

3 Q. What is your current address?

4 A. [REDACTED] Do

5 you need the zip code? I don't know if you want --

6 Q. This is sufficient.

7 A. All right.

8 Q. You're currently employed by Bio-Rad,

9 correct?

10 A. Yes, that's true.

11 Q. Have you been deposed before?

12 A. No.

13 Q. So I'll go over a couple of basic issues

14 that Mr. Bilsker may have spoken to you about. One

15 is, you and I need to try to -- not to talk over

16 each other. So I'll do my best to let you finish

17 your answer, and I would appreciate it if you let me

18 finish asking the question. Is that okay?

19 A. Sounds good.

20 Q. If at any point you need a break, let me

21 know. We will just have to make sure that you

22 finish answering the question that's pending before

23 you take the break. Is that okay?

24 A. Yes.

25 Q. And, finally, even if Mr. Bilsker objects

1 hydrogel beads.

[REDACTED]

14 [REDACTED]

[REDACTED]

[REDACTED]

17 A. I would say it's Jeremy Agresti.

18 Q. Polystyrene is not a hydrogel?

19 A. No. Usually -- no. I -- I mean -- no,

20 it's not.

21 Q. And polystyrene is not a gel?

22 A. It's -- no, it doesn't -- it doesn't look

23 like that.

24 Q. Is -- if I use the term "porous," what do

25 you understand it to mean?

1 minutes.

2 MS. HADZIMEHMEDOVIC: I think I'm done.

3 THE WITNESS: Ooh.

4 MS. HADZIMEHMEDOVIC: Thank you very much

5 for your time.

6 THE VIDEOGRAPHER: Okay. One second.

7 This concludes today's proceedings in the

8 deposition of Lucas Frenz. Total number of disks

9 used was four. We are off the record at 5:54 p.m.

10 (Whereupon, the deposition session ended at

11 5:54 p.m.)

12 ---o0o---

13 I declare under penalty of perjury that the

14 foregoing is true and correct. Subscribed at

15 _____, California, this ____ day of

16 _____, 2018.

17

18 _____

19 Signature of the witness

20

21

22

23

24

25

1 CERTIFICATE OF REPORTER
2 I, JOHN WISSENBACH, hereby certify that the
3 witness in the foregoing deposition was by me duly
4 sworn to testify the truth, the whole truth, and
5 nothing but the truth in the within-entitled cause;
6 that said deposition was taken at the time and place
7 therein stated; that the testimony of said witness
8 was reported by me, a Certified Shorthand Reporter
9 and disinterested person, and was thereafter
10 transcribed into typewriting, that the pertinent
11 provisions of the applicable code or rules of civil
12 procedure relating to the notification of the
13 witness and counsel for the parties hereto of the
14 availability of the original transcript of the
15 deposition for reading, correcting, and signing have
16 been met, and that the transcript is a true record
17 of the testimony given.
18 And I further certify that I am not of
19 counsel or attorney for either or any of the parties
20 to said deposition, nor in any way interested in the
21 outcome of the cause named in said caption.
22 DATED: August 18, 2018
23
24 _____
25 JOHN WISSENBACH, CSR No. 6862