HOFFMANN EITLE
Patent- und Rechtsanwälte
Partnerschaftsgesellschaft mbB

Arabellastraße 30
81925 München
Deutschland | Germany

T +49. (0)89. 92 409. 0
F +49. (0)89. 91 83 56

pm@hoffmanneitle.com
www.hoffmanneitle.com

Dr. Elisabeth Engelhard
eengelhard@hoffmanneitle.com

HOFFMANN EITLE | Postfach 81 04 20 | 81904 München
European Patent Office

80298 Munich

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Opposition against EP 3 071 596

In preparation of oral proceedings

1. Requests

Opponent's earlier requests are maintained.

2. Extension of Subject Matter Beyond the Scope as Granted, Article 123(3) EPC

<u>Auxiliary Requests</u>

Auxiliary Request 1 has been amended to replace the term *"precipitate"* by the term *"supernatant"* in claim 3. Opponent respectfully submits that this amendment clearly contravenes Article 123(3) EPC, which does not allow that the subject-matter of amended claims extends beyond the scope of the claims as granted. The claims as granted did <u>not</u> comprise in their scope a liquid fraction which was a modified Kistler & Nitschmann supernatant B or B+I.