

I. Summary of Facts and Submissions

- 1 European patent 3 386 930 having the title "FUSION-FORMABLE GLASS-BASED ARTICLES INCLUDING A METAL OXIDE CONCENTRATION GRADIENT" is based upon European patent application No. 16 823 100.9 filed on 09-12-2016. It claims priority of US 201562266411 filed on 11-12-2015.

The mention of the grant of the patent has been published in the European Patent Bulletin of 16-06-2021.

Proprietor of the patent is
Corning Incorporated
1 Riverfront Plaza
Corning, New York 14831, US.
- 2 Notices of opposition have been filed by

Opponent 1:
Nippon Electric Glass Co., Ltd.
7-1 Seiran 2-chome, Otsu-shi, Shiga 520-8639, JP
on 08-03-2022

Opponent 2:
SCHOTT AG / SCHOTT Technical Glass Solutions GmbH
Hattenbergstrasse 10 / Otto-Schott-Str. 13, 55122 Mainz / 07745 Jena, DE
on 16-03-2022.
- 3 Opponent 1 requests revocation of the patent in its entirety based on Article 100(a) EPC in combination with Article 54 EPC (novelty) and Article 56 EPC (inventive step) and on Article 100(b) EPC (sufficiency of disclosure). Opponent 1 submitted documents D1, D3 and D5 and Experimental reports D2, D4, D6 and D7 together with the notice of opposition. Oral proceedings were conditionally requested.
- 4 Opponent 2 requests revocation of the patent in its entirety based on Article 100(a) EPC in combination with Article 54 EPC (novelty) and Article 56 EPC (inventive step) and on Article 100(b) EPC (sufficiency of disclosure). Opponent 2 submitted documents D1 and D8-D13 together with the notice of opposition. Oral proceedings were conditionally requested.
- 5 In the letter of 28-04-2022, Opponent 1 filed a further document D7a.
- 6 In the observations received on 09-08-2022, Proprietor requests the rejection of the opposition (Article 101(2) EPC). Additionally, the proprietor submitted main request A, auxiliary requests 1-10 and auxiliary requests 1A-10A. Proprietor