

**IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE**

ELEMENT BIOSCIENCES, INC.,)	
)	
Plaintiff,)	
)	
v.)	C.A. No. 25-1175-JLH-EGT
)	
ILLUMINA, INC.,)	
)	
Defendant.)	

ORDER ADOPTING REPORT AND RECOMMENDATION

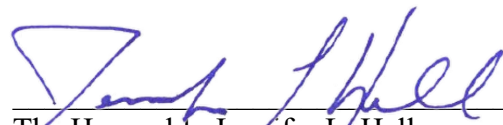
At Wilmington, this 17th day of June 2026:

WHEREAS, on December 22, 2025, Defendant Illumina, Inc. filed its Motion to Dismiss for Failure to State a Claim (D.I. 25);

WHEREAS, on May 28, 2026, Magistrate Judge Eleanor G. Tennyson issued a Report and Recommendation (“R&R”) (D.I. 60), recommending that the Court deny Defendant’s motion to dismiss;

WHEREAS, no party filed objections pursuant to 72(b)(2) of the Federal Rules of Civil Procedure in the prescribed period, and the Court finds no clear error on the face of the record;

NOW, THEREFORE, IT IS HEREBY ORDERED that the R&R (D.I. 60) is ADOPTED. Defendant’s Motion to Dismiss (D.I. 25) is DENIED.



The Honorable Jennifer L. Hall
UNITED STATES DISTRICT JUDGE