## **UNITED STATES** SECURITIES AND EXCHANGE COMMISSION

Washington, D.C. 20549

# FORM 6-K

**REPORT OF FOREIGN PRIVATE ISSUER PURSUANT TO RULE 13a-16 OR 15d-16 UNDER THE SECURITIES EXCHANGE ACT OF 1934** 

FOR THE MONTH OF JULY 2022

**COMMISSION FILE NUMBER 001-39081** 

### **BioNTech SE**

(Translation of registrant's name into English)

An der Goldgrube 12 D-55131 Mainz Germany +49 6131-9084-0 (Address of principal executive offices)

Indicate by check mark whether the registrant files or will file annual reports under cover Form 20-F or Form 40-F: Form 20-F 🗵 Form 40-F

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(1):

Indicate by check mark if the registrant is submitting the Form 6-K in paper as permitted by Regulation S-T Rule 101(b)(7):

On July 25, 2022, BioNTech SE (the "Company") and Pfizer confirm that they have filed a declaratory judgment complaint with the United States District Court for the District of Massachusetts seeking a judgment that three of CureVac's U.S. patents are not infringed by COMIRNATY<sup>®</sup>. The COVID-19 vaccine is based on BioNTech's proprietary mRNA technology and was developed by both BioNTech and Pfizer.

#### **Cautionary Statement Regarding Forward-Looking Statements**

This Report on Form 6-K contains forward-looking statements within the meaning of the Private Securities Litigation Reform Act of 1995, as amended including, but not limited to, statements concerning pending intellectual property litigation. In some cases, forward-looking statements can be identified by terminology such as "will," "may," "should," "expects," "intends," "plans," "anticipates," "believes," "estimates," "predicts," "potential," "continue," or the negative of these terms or other comparable terminology, although not all forward-looking statements contain these words. The forward-looking statements in this Report on Form 6-K are neither promises nor guarantees, and you should not place undue reliance on these forward-looking statements because they involve known and unknown risks, uncertainties, and other factors, many of which are beyond BioNTech's control and which could cause actual results to differ materially from those expressed or implied by these forward-looking statements. You should review the risks and uncertainties described under the heading "Risk Factors" in BioNTech's Annual Report on Form 20-F and in subsequent filings made by BioNTech with the SEC, which are available on the SEC's website at www.sec.gov. Except as required by law, BioNTech disclaims any intention or responsibility for updating or revising any forward-looking statements contained in this report in the event of new information, future developments or otherwise. These forward-looking statements are based on BioNTech's current expectations and speak only as of the date hereof.

#### SIGNATURE

Pursuant to the requirements of the Exchange Act, the registrant has duly caused this report to be signed on its behalf by the undersigned, thereunto duly authorized.

#### **BioNTech SE**

By: /s/ Dr. Sierk Poetting

Name: Dr. Sierk Poetting Title: Chief Operating Officer

Date: July 25, 2022