



Order
of the Court of First Instance of the Unified Patent Court in
the main proceedings concerning the
European patent 3 611 989 granted
on 19/02/2024

Plaintiff

- | | |
|---------------------------------------|------------------|
| 1) Huawei Technologies Co. Ltd | represented by |
| Bantian Huawei Base Longgang District | Tobias J. Hessel |
| Shenzhen - 518129 - Shenzhen - CN | |

defendant

- | | |
|---|----------------|
| 1) NETGEAR Germany GmbH | represented by |
| Konrad-Zuse-Platz 1 - 81829 - Munich - DE | Stephan Dorn |
| 2) Netgear Inc. | represented by |
| 350 E Plumeria Dr - | Stephan Dorn |
| 95134 - San Jose - US | |
| 3) Netgear International Limited | represented by |
| First Floor Building 3, University Technology | Stephan Dorn |
| Centre, Curraheen Road - | |
| T12K516 - Cork - IE | |

Patent in suit

Patent no.

Proprietor

EP3611989

Huawei Technologies Co. Ltd.

COMPOSITION OF THE BODY OF THE JUDGEMENT

Presiding judge and

Judge-rapporteur

Matthias Zigann

legally qualified

judgeTobias

Pichlmaier legally qualified judgeEdger **Brinkman**

technically qualified judgePatrice **Vidon**

This order was issued by presiding judge Matthias Zigann as judge-rapporteur.

LANGUAGE OF THE PROCEEDINGS

German

SUBJECT OF THE PROCEEDINGS

Patent infringement

Here: Application for an interlocutory decision under Rule 336 of the Rules of Procedure. Orders subsequent to the separate hearing of 19/02/2024 pursuant to Rules 334.d and 105.5 analogue VerfO.

FACTS AND REASONS

Will be submitted later. ORDER

1. The video conference of 19/02/2024 is to be treated as a separate hearing under Rule 334.d VerfO.
2. The recording of this separate hearing will be made available to the parties or their representatives at the premises of the Munich local division upon application (Rule 106 analogue VerfO).
3. The right to schedule an interim hearing is reserved (Rule 35.b VerfO).
4. The combined electronic filing of the response to the defences to the infringement action, the statement of defence to the revocation counterclaims and the auxiliary requests for amendment of the patent in the workstream of the infringement action on 29/01/2024 was

effective and triggered the start of the time limit for the defendants on the same day in accordance with Rule 32.1 VerfO.

5. The parties may submit the following documents until the conclusion of the written procedure:

Defendant:

02/04/2024 Plaintiff:

02/05/2024

Defendant:

03/06/2024

In this document, they may also address topics that have been raised today in addition to those addressed in the Rules of Procedure, provided that they do so immediately in the earliest document available to them.

6. The written procedure ends on 03/06/2024.
7. The hearing date of 18/06/2024 (additional day 19/06/2024), 9.00 a.m., local division Munich, Denisstr. 3, room 212, is confirmed. The language of the hearing will be English.
8. The value of the infringement action is set at € 1 million. The value of the three actions for annulment is set at € 1 million. The value of the proceedings is set at € 2 million.
9. In all other respects, the defendants' applications of 02/02/2024 and 19/02/2024 are dismissed.

Dr Zigann

Presiding judge and judge-rapporteur

Matthias ZIGANN

Digitally signed by Matthias

ZIGANN

Date: 2024.02.19 17:26:03 +01'00'

DETAILS OF THE ORDER

Main file reference: UPC_CFI_9/2023

Action number of the infringement action:

ACT_459771/2023

Action number of the counterclaims: CC_588071/2023; CC_588080/2023; CC_586627/2023

Action number of this order: App_6074/2024

Subject of this order: R 336, 334.d, 105.5