



Local division Mannheim
UPC_CFI_210/2023

Order
of the Court of First Instance of the Unified Patent Court,
Mannheim Local Division
issued on 3 February 2025

ACT_545551/2023
CC_596561/2023
CC_596895/2023

Plaintiff:

Panasonic Holdings Corporation - 1006, Oaza Kadoma, Kadoma-shi - 571-8501 - Osaka - JP
represented by Christopher Weber

defendant:

1)

Guangdong OPPO Mobile Telecommunications Corp. Ltd - NO.18 Haibin Road, Wusha, Chang'an Town, Guangdong Province - 523860 - Dongguan - CN
represented by RA Andreas Kramer

2)

ORPE Germany GmbH - Graf-Adolf-Platz 15 - 40213 - Düsseldorf - DE
represented by RA Andreas Kramer

STREITPATENT:

EUROPEAN PATENT NO. EP 2 568 724

PANEL/CHAMBER:

Mannheim local division, Court of First Instance

PARTICIPATING JUDGES:

This decision was issued by the presiding judge and judge-rapporteur Prof. Dr Toch- termann.

LANGUAGE OF THE PROCEEDINGS: German

SUBJECT: R. 265.1 p. 2 RoP - Withdrawal of the action for infringement and for annulment

FACTS OF THE CASE

Following a settlement, the parties withdrew the infringement action and the action for annulment brought jointly by the defendants after the final decision of 22 November 2024 was issued.

REASONS FOR THE DECISION

The decision follows the unanimously expressed will of the parties according to the concurring application documents dated 20 December 2024.

Insofar as R. 265.2 (c) RoP requires a decision on costs pursuant to Part 1 Chapter 5 RoP, the agreement reached by the parties in this regard was to be confirmed.

The decision on the reimbursement of court costs is based on R. 370.11 RoP in conjunction with R. 370.11 RoP. R. 370.9 (b) RoP. The application for withdrawal was made after the final decision concluding the oral proceedings was announced. There is therefore no grounds for reimbursement in the present case.

TENOR OF THE DECISION

1. Withdrawal of the action for infringement and the action for annulment is permitted on application by the parties.
2. The proceedings are declared closed in their entirety.
3. This decision is to be included in the register.
4. Each party shall bear its own costs and there shall be no reimbursement of costs between the parties.
5. There is no refund of fees.

Prof Dr Tochtermann Chairman
and judge-rapporteur