

**UPC\_CFI\_688/2025**

**Decision  
of the Court of First Instance of the Unified Patent Court  
delivered on 30 September 2025  
concerning a confirmation of a settlement**

**CLAIMANT:**

**MED–EL Elektromedizinische Geräte  
Gesellschaft m.b.H.**  
- Fürstenweg 77a - 6020 - Innsbruck – AT

Represented by  
Anna-Katharina Dr. Frieze-Okoro

**DEFENDANTS:**

**1. Zhejiang Nurotron Biotechnology Co., Ltd.**  
(Defendant 1) - No. 17 Longtan Road Cangqian Street,  
Yuhang District, - 0000 - Hangzhou City – CN

Represented by  
Adrián Crespo Velasco

**2. Nurotron Global SARL**  
(Defendant 2) - 7 Rue des Torterelles, 40510  
Seignosse, France

Represented by  
Adrián Crespo Velasco

**PATENT AT ISSUE**

*Patent no.*

*Proprietor/s*

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**EP 4 074 373**

**MED–EL Elektromedizinische Geräte Gesellschaft m.b.H.**

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## PANEL

Panel of the Hamburg Local Division

## DECIDING JUDGES

This decision was issued by the presiding judge Sabine Klepsch, the legally qualified judge and judge-rapporteur Stefan Johansson and the legally qualified judge Dr. Stefan Schilling.

## LANGUAGE OF THE PROCEEDINGS

English

## SUBJECT-MATTER OF THE PROCEEDINGS

Infringement action – Confirmation by the Court of a settlement, R. 365 RoP

## SUMMARY OF FACTS AND PARTIES' REQUESTS

1. The Claimant has initiated infringement proceedings against the Defendants, based on alleged infringements of EP 4 074 373. Thereafter, the Parties have concluded the proceedings by way of settlement.
2. The Parties have requested
  - a. that the Court issue a decision confirming the settlement and that the decision may be enforced as final decision of the Court (Art. 79 UPCA, R. 365.1 RoP),
  - b. that the details of the settlement shall remain confidential in accordance with the settlement agreement (R. 365.2 RoP), and
  - c. that no cost decision shall be made.
3. The Claimant has also submitted an application in accordance with R. 262.2 RoP, requesting that the Court shall order – in accordance with R. 262.2, 365,2 RoP – that the details of the settlement agreement dated 10 September 2025 between the parties shall be treated confidential, and that the non-redacted copy of the settlement agreement dated 10 September 2025 between the parties shall not be published or otherwise made available to the public.

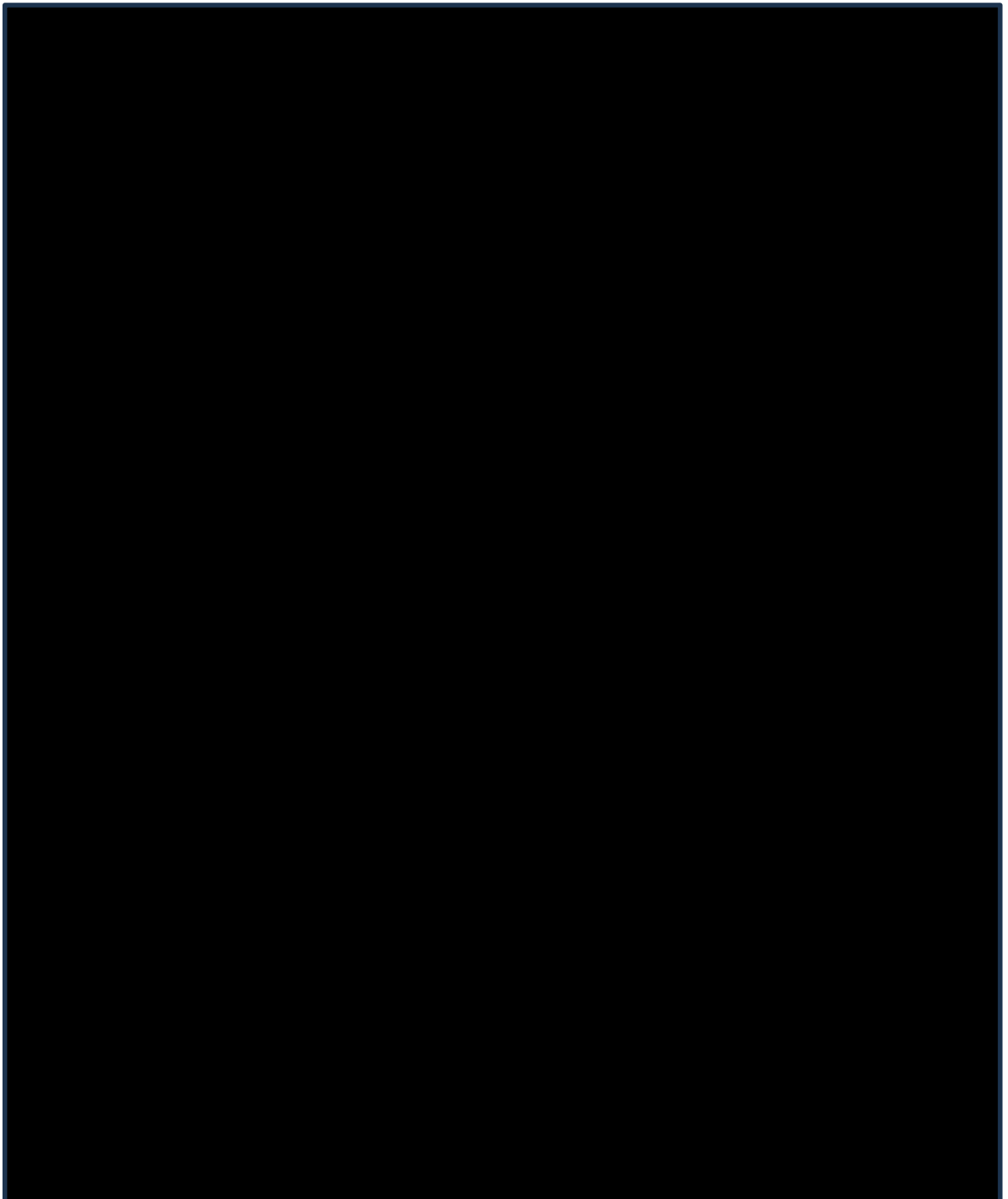
## REASONS FOR THE DECISION

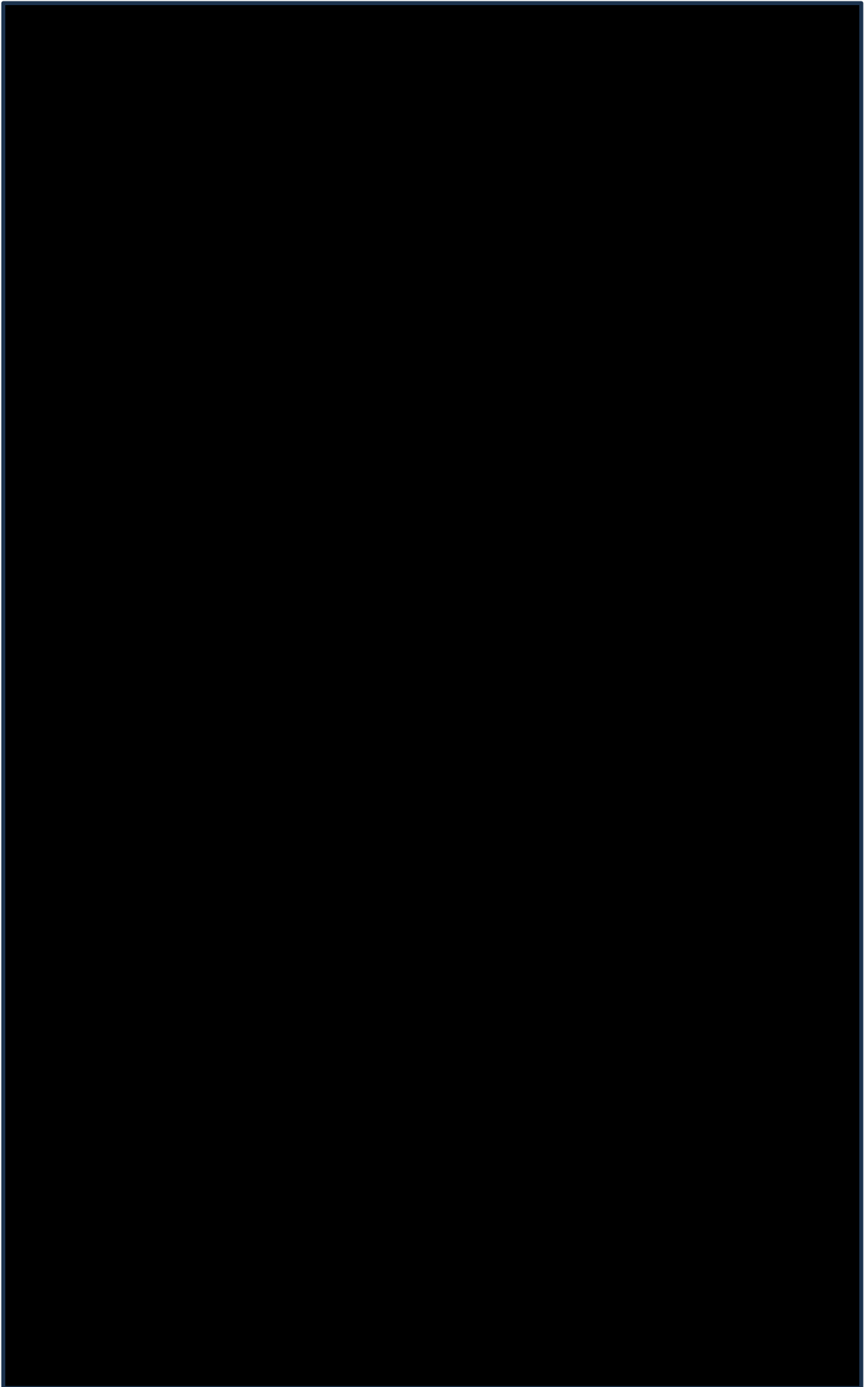
4. If requested by the parties, the Court shall – according to R. 365 RoP – confirm the settlement that they have reached. Such a decision may be enforced as a final decision of the Court and shall be entered into the register.
5. At the request of the parties, the Court may – according to R. 365.2 and 365.3 RoP – order that details of the settlement are confidential and that the decision with only a redacted version of the settlement shall be entered into the register.
6. In this case, the settlement agreement contains confidential information. Hence, the conditions for confirming the settlement and to include the decision with only the redacted version of the settlement in the register are fulfilled.

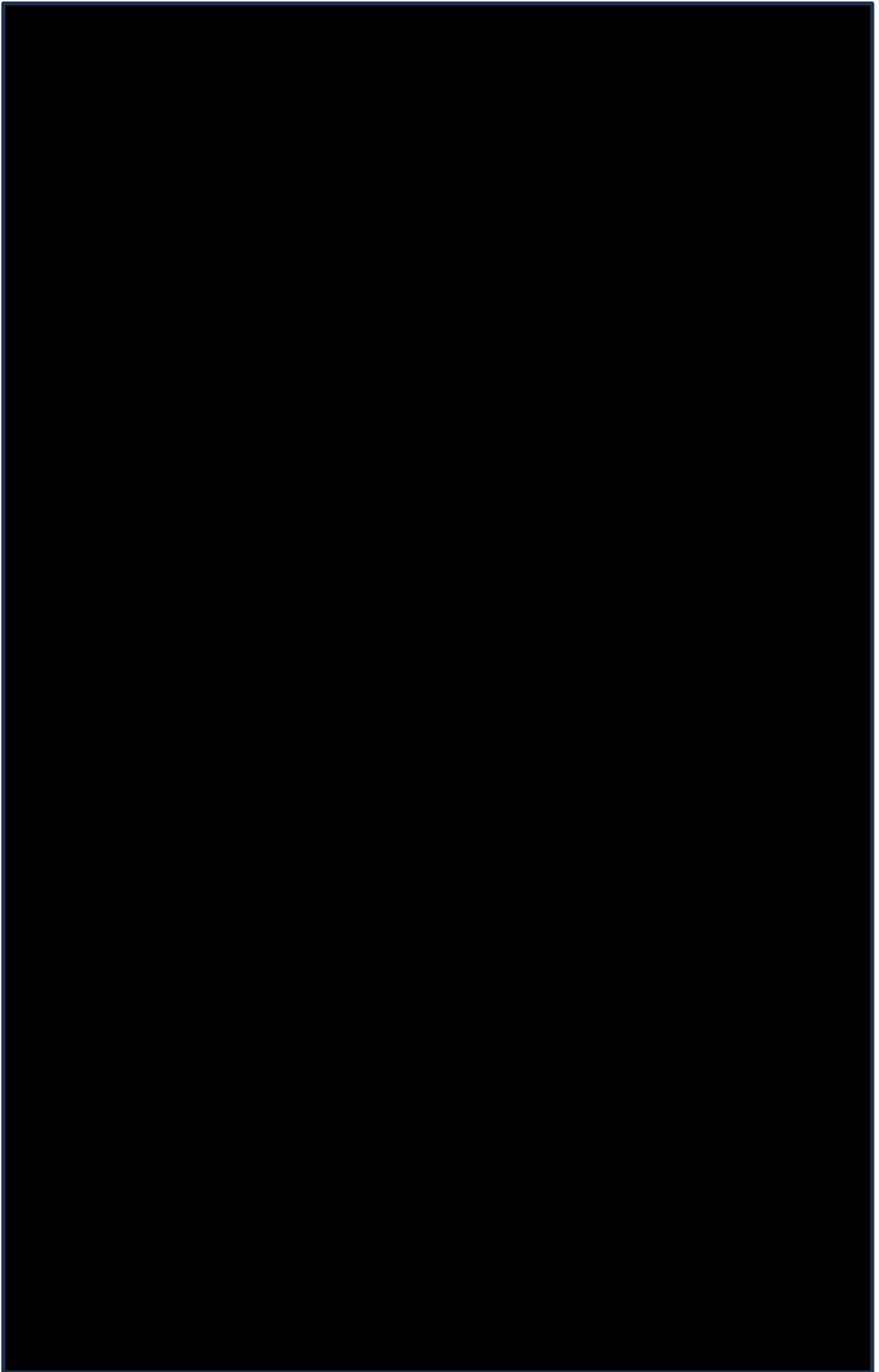
7. As confirmed by the Court of Appeal in inter alia cases CoA\_120/2025 and CoA\_46/2025, the Court shall not decide on the R. 262.2 RoP request unless/until a R. 262.1(b) RoP request has been made by a member of the public.
8. As the parties have agreed that the Court shall not issue an order regarding costs in these proceedings, the Court will refrain from doing so.

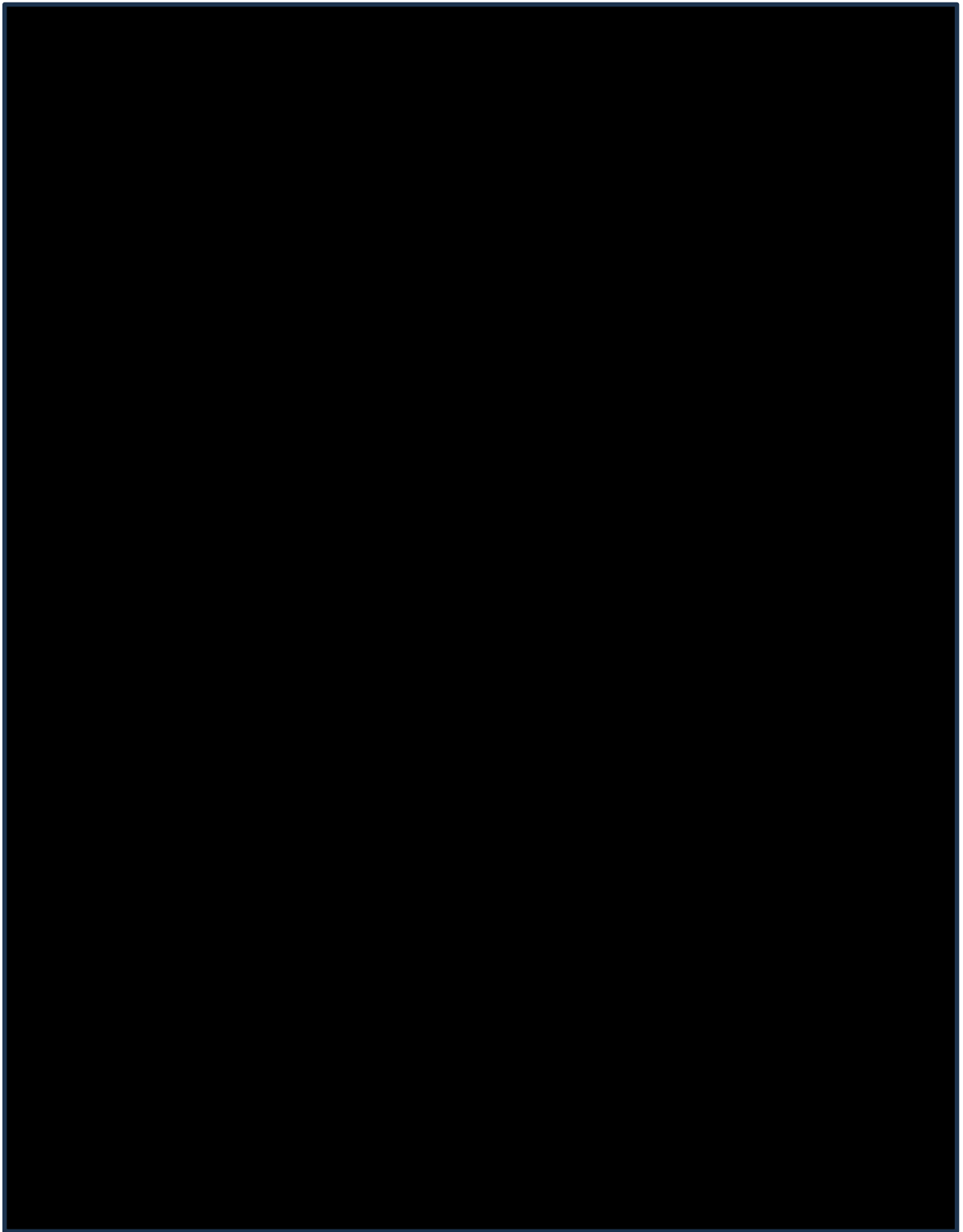
#### DECISION

- I. At the request of the Parties, the Court confirms, pursuant to R. 365.1 RoP, that the Parties have concluded the following Settlement Agreement:









- II. This decision including only the redacted version of the settlement shall be entered on the register. Hence, the unredacted version of the decision shall remain confidential.
- III. This decision is enforceable as a final decision of the Court.

Issued in Hamburg on 30 September 2025

SIGNATURES

Presiding judge Sabine Klepsch

Judge-rapporteur Stefan Johansson

Legally qualified judge Dr. Stefan Schilling

For the sub-registry

INFORMATION ABOUT APPEAL

An appeal against the present Decision may be lodged at the Court of Appeal, by any party which has been unsuccessful, in whole or in part, in its submissions, within two months of the date of notification (Art. 73(1) UPCA, R. 220.1(a), 224.1(a) RoP).

INFORMATION ABOUT ENFORCEMENT (RULE 68(1) RGR)

The decision may be enforced as a final decision of the Court, Art. 79 UPCA, Art. 82 UPCA, R. 118.8 RoP, R. 354 RoP. An authentic copy of the enforceable decision will be issued by the Deputy-Registrar upon request of the enforcing party, R. 69 RegR.