



Final Order (R. 19 RoP) (III)
of the Court of First Instance of the Unified Patent Court
Local Division Brussels
Issued on 4 December 2025

CLAIMANT:

BARCO NV

Represented by: **Christian Dekoninck**, Taylor Wessing N.V., Waterloolaan 16, 1000 Brussel, Belgium,
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Laura Coucke, Taylor Wessing N.V., Waterloolaan 16, 1000 Brussel, Belgium.

Referred to as: BARCO

DEFENDANTS:

(1) YEALINK (XIAMEN) NETWORK TECHNOLOGY Co. Ltd.

(2) YEALINK (EUROPE) NETWORK TECHNOLOGY BV

Represented by: **Ruud van der Velden**, Hogan Lovells International LLP, Strawinskylaan 4129 - 1077 ZX – Amsterdam, The Netherlands
Stefan Dusault (Hogan Lovells International LLP)
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Django Wagenaer (Hogan Lovells International LLP)

Co-Represented by: **Dr. Martin Fähndrich** Hogan Lovells International LLP, Dreischeibenhaus 1, 40211 Dusseldorf, Germany

Referred to as: together as YEALINK
separately as YEALINK XIAMEN and YEALINK EUROPE

PATENT AT ISSUE

<i>Patent no.</i>	<i>Proprietor(s)</i>
EP 3 732 827	BARCO NV

LANGUAGE OF THE PROCEEDINGS:

ENGLISH

SUBJECT OF THE PROCEEDINGS:

Infringement proceedings
Preliminary Objection (R. 19 RoP)

PANEL/LOCAL DIVISION:

President – Judge-Rapporteur:	Samuel Granata
Legally Qualified Judge:	Petri Rinkinen
Legally Qualified Judge:	Mélanie Bessaud

DECIDING JUDGE:

This Order was issued by **Samuel Granata** in his capacity of Judge-Rapporteur.

PROCEDURAL BACKGROUND AND REQUEST FOR WITHDRAWAL OF PRELIMINARY OBJECTION

1. On 29 August 2025 initiated infringement proceedings, and more specifically introduced their statement of claim.
2. On 14 October 2025 the Court set a procedural agenda in its procedural (R. 9 RoP) order taking into consideration to be solved servicing issues.
3. On 17 November 2025, YEALINK submitted a *Preliminary Objection* (in accordance with R. 19 RoP) requesting that the Court hold, for the reasons set out in the objection, that the LD Brussels has no territorial competence under Article 33(1)(a) UPCA.
4. In its final PI order issued on 21 March 2025 in case UPC_CFI_582/2024, the Court (LD Brussels) already held that it had territorial competence. The PI procedure involved the same parties, the same patent and the same factual background. This decision followed YEALINK's objection regarding the territorial competence of the LD Brussels.
5. On 7 April 2025, BARCO lodged a Statement of Appeal against the first instance PI order issued by the LD Brussels (UPC_CFI_582/2024), requesting that the Court of Appeal would overturn mentioned order and grant the provisional measures requested, along with some additional requests. On 28 April 2025, YEALINK lodged a cross-appeal against the First Instance PI Order (UPC_CFI_582/2024), arguing that the LD Brussels had incorrectly accepted territorial competence under Article 33(1)(a) UPCA. The case (UPC_CoA_317/2025) was pending before the Court of Appeal when the *Preliminary Objection* was submitted in UPC_CFI_806/2025.
6. After the Court issued, on 19 November 2025, its procedural (R. 19 RoP) order (I) inviting the parties the latest by 25 November 2025 to comment on dealing with the Preliminary Order in the main proceedings (cf. R. 20.2. RoP) and comments were received, the Court issued a procedural (R.19 RoP) order (II) on 23 November 2025 stating the following:
 1. *The Court stays the Preliminary Objection proceedings and this until the Court of Appeal has issued its decision in UPC_CoA_317/2025.*
 2. *The Court sets the following schedule for comments:*
 - *YEALINK (as applicant in the Preliminary Objection proceedings) is invited to submit its comments to the Court within 5 (five) working days of the decision taken by the Court of Appeal in UPC_CoA_317/2025. This term will start on the first working day following mentioned decision and the last working day ending at 6PM CEST.*

- BARCO (the defendant in the Preliminary Objection proceedings) is invited to submit its comments to the Court within 5 (five) working days of receiving YEALINK's comments. This term will start on the first working day following YEALINKS's comments and the last working day ending at 6PM CEST.
3. If the Court of Appeal does not issue its decision in UPC_CoA_317/2025 by 22 December 2025, the parties are invited to comment on extending the deadline for YEALINK to submit its Statement of Defence. Comments on such an extension should be submitted by 29 December 2025 (6PM CEST) at the latest.
 7. On 28 November 2025, the Court of Appeal (UPC_CoA_317/2025) rejected YEALINK's cross-appeal and confirmed the territorial competence of the Brussels Local Division.
 8. On 3 December 2025, YEALINK requested the Court to take notice of the withdrawal and close the Preliminary Objection-proceedings accompanied with the following reasoning:

"In light of the Court of Appeal's decision, and in the interest of procedural economy, Yealink hereby withdraws its Preliminary Objection. This withdrawal is made without prejudice to any substantive or procedural rights Yealink may invoke in these proceedings, including all defences available under the UPCA, the UPC Rules of Procedure and any other applicable sources of law".
 9. Based on above request no further comments by BARCO are held to be necessary.

ORDER

The Court closes the *Preliminary Objection*-proceedings and dismisses all requests made by YEALINK in its application of 17 November 2025 based on the explicit request thereto by YEALINK.

Issued by Samuel Granata (Judge-Rapporteur) on 4 December 2025

Samuel GRANATA Legally Qualified Judge	
Judge-Rapporteur	