

Decision
of the Court of First Instance of the Unified Patent Court
issued on 30 December 2025
concerning EP 3258692

CLAIMANT:

Electronics and Telecommunications Research Institute (ETRI), represented by its president Mr Bang Seung Chan, 218 Gajeong-ro, Yuseong-gu, Daejeon, 34129, Korea,

Represented by: Attorney-at-law Dr Tilman Müller, Attorney-at-law Dr Volkmar Henke, Patent attorney Dr Georg Anetsberger, BARDEHLE PAGENBERG Partnerschaft mbB Patentanwälte Rechtsanwälte, Bohnenstraße 4, 20457 Hamburg, Germany

electronic address for service: mueller@bardehle.de

DEFENDANT:

1.

Shenzhen Transsion Holdings Co, Ltd, represented by its managing directors, T33 Full Time Center, Number 8 Xianyuan Rd, Xili Sub-district, Nanshan District, 518000 Shenzhen City, People's Republic of China,

2.

INFINIX MOBILITY LIMITED, represented by its directors Flat 16/F Block B Universal Industrial Centre, 19 – 25 Shan Mei Street, Fotan NT, Hong Kong, SAR, China,

3.

TECNO MOBILE LIMITED, represented by its directors, Flat 16/F Block B Universal Industrial Centre, 19 – 25 Shan Mei Street, Fotan NT, Hong Kong, SAR, China,

4.

Tekpoint GmbH, represented by its managing directors, Leopold Ungar Platz 2, 1190 Vienna, Austria,

5.

ASD SAS, represented by its managing directors, 6 Rue des Chenes, Zac Maine Eco Park, 72170 Maresche, France,

6.

Flanco Retrail SA, represented by its Management Board, București Sectorul 1, Calea FLOREASCA, No. 246 C, Cladirea de Birouri Sky Tower, Etaj 11, 014476 Bucuresti, Romania,

7.

AB S.A., represented by its Management Board, ul. Europejska 4, 55-040 Magnice, Poland,

8.

MK TRADE SIA, represented by its Board of Directors, Krasta Iela 105A, Riga, LV-1019 Latvia, ,

Defendant 1) to 4), and 7) to 8)
represented by:

Attorney-at-law Dr Andreas Kramer, Powell Gilbert LLP,
Königsallee 2B, 5th floor, 40212 Düsseldorf, Germany

electronic address for service: andreas.kramer@powellgilbert.com

Defendant 6) represented by:

Attorney-at-law Mihaela Tudorache Str. Tudor Arghezi, nr. 8 -
10, sector 2, București România

electronic address for service: mihaela@tudorache.net

PATENT AT ISSUE:

European patent n° 3258692

PANEL/DIVISION:

Panel of the Local Division in Düsseldorf

DECIDING JUDGES:

This Decision was made by Presiding Judge Thomas, legally qualified Judge Dr Thom acting as judge-rapporteur and legally qualified Johansson.

LANGUAGE OF THE PROCEEDINGS: English

SUBJECT OF THE PROCEEDINGS: Patent infringement action – Withdrawal

FACTS AND GROUNDS

On 16 December 2025, Claimant submitted an application to withdraw the action against all Defendants, to confirm that Claimant must pay the court fees and that each party bears its own costs (i.e. no requests for cost compensation), and to order, that 60 % of the Court fees be reimbursed to Claimant.

Defendants 1) to 4) and 6) to 8) have given their consent to the motion to withdraw the action as well as to the Claimant's motion regarding the costs. Defendant 5) is not represented.

The decision follows the parties' jointly expressed will, as far as they are presented in the proceedings. With regard to Defendant 5), the decision follows from the fact that it has shown no interest in the proceedings. No cost decision is required in this case due to the parties' declarations. In case of Defendant 5), who did not participate in the proceedings, this follows from the fact that it is not apparent that it has been incurred any reimbursable costs. The order to reimburse the Claimant 60 % of the court fees is based on R.370.11 and R.370.9(b)(i) RoP, the action has been settled before the closure of the written procedure.

ORDER:

The Court

- I. permits the withdrawal of the action and declares the proceedings closed;
- II. orders that this decision be entered on the Register;
- III. declares that there is no need for a cost decision since all parties, who incurred costs, agree to bear their own costs;
- IV. sets the value in dispute for the action at EUR 1,500,000;
- V. orders that 60% of the Court fees (= EUR 11,400) be reimbursed to Claimant.

Issued in Düsseldorf on 30 December 2025

Names and Signatures

Presiding judge Thomas	
Legally qualified judge Dr Thom	

Legally qualified judge Johansson	
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